

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

207

CRM-M-38282-2022

Date of Decision: 01.09.2022

Mohit

... Petitioner

VS.

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. Rajesh Gupta, Advocate for the petitioner

Mr. Surender Singh, AAG Haryana

Sandeep Moudgil, J. (Oral)

Learned counsel is seeking regular bail in FIR No.94 dated 01.05.2022 under Sections 323/307/506/34 IPC and Sections 25/54/59 of Arms Act (Section 26,27 of the Arms Act added later on) registered at Police Station Bahalgarh, District Sonapat.

Learned counsel for the petitioner contends that the allegation qua the petitioner is that the gun with which fires were shot belongs to him but the injury was given by the co-accused Rohit who was granted regular bail by the trial court on 05.08.2022 and Randhir @ Kala has also been granted regular bail by this Court in CRM-M-23391-2022 vide order dated 21.07.2022 (Annexure P3).

Learned counsel for the petitioner further contends that the petitioner is in custody since 03.05.2022 and the only attribution qua the petitioner is that the gun belongs to him. However, no injury has been attributed to him. It is further averred that the investigation in the case is already complete and no recovery is to be effected and no criminal

antecedents against the petitioner are coming forth from the perusal of the custody certificate filed today which is taken on record.

Taking into consideration and looking at the totality of the facts as noticed hereinabove and the fact that nothing is to be recovered from the petitioner, and that the conclusion of the trial is likely to take time, this petition is allowed and the petitioner is directed to be released on regular bail on furnishing bail and surety bonds to the satisfaction of the trial Court/Illaq Magistrate, concerned.

01.09.2022

V.Vishal

- 1. Whether speaking/reasoned?
- 2. Whether reportable?

(Sandeep Moudgil)
Judge

Yes/No
Yes/No