

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-51344-2022
DECIDED ON: 09.02.2023**

SAURABH

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. J.P. Jangu, Advocate
for the petitioner.

Mr. Gagandeep Singh Chhina, AAG, Haryana.

SANDEEP MOUDGIL, J (ORAL)

This is a petition seeking regular bail in FIR No.83, dated 20.02.2022, under Sections 307 and 34 of the IPC, 1860 (Sections 302, 343 of IPC were added later on) and Sections 25, 54 and 59 of Arms Act, registered at Police Station Model Town Rewari, District Rewari (Annexure P-1).

Learned counsel for the petitioner contends that no injury has been attributed to the petitioner and even on perusal of the FIR, the only allegation qua the petitioner is that he accompanied the main accused namely Sonu @ Aditya and helped him in calling out the deceased Leelu i.e., father of the complainant.

Learned State counsel has produced the custody certificate of the petitioner, which is taken on record. According to the custody certificate, the petitioner is behind the bars for the last 11 months and 16 days.

Considering the aforesaid facts and the custody period suffered

by the petitioner so far i.e., 11 months and 16 days in addition to the fact that the petitioner is not involved in any other case and no injury whatsoever is attributed to the petitioner in the said case, further, no weapon was recovered from the possession of the petitioner alongwith the fact that the main accused namely Sonu @ Aditya has already been granted the bail vide order dated 18.08.2022 (Annexure P-5), the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, concerned.

The present petition is, hereby, allowed.

(SANDEEP MOUDGIL)
JUDGE

09.02.2023

Meenu

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No