

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18822-2024
Date of Decision:24.04.2024

Rahul @ Bablu ...Petitioner

vs.

State of Haryana ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : Ms. Monita Dalla, Advocate
for the petitioner.

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail to him in case FIR No. 395 dated 11.12.2023, registered under Sections 147,149,307,506 of IPC and under Section 25 of Arms Act, Police Station Dadri Sadar, District Charkhi Dadri (Annexure P-1).
2. Learned counsel for the petitioner contends that it is a case of no injury and the offence under Section 307 of IPC has been wrongly added in the present case. She further contends that the petitioner was arrested in the present case on 11.01.2024 and is in custody for the last more than 03 months. She further contends that final report under Section 173 of Cr.P.C has already been presented on 05.03.2024 and there are no chances of early conclusion of the trial. Learned counsel further referred to the affidavit submitted by Sunil Kumar, complainant to contend that the matter has been amicably resolved between the parties. Apart from that, other co-accused namely Manoneet @

Monu has already been granted the concession of bail vide order dated 14.03.2024 (Annexure P-3).

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and the petitioner does not deserve the concession of bail.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. In the present case, the petitioner was arrested on 11.01.2024 and no person was injured in the present case. As per the case of the prosecution, the petitioner had fired a gun shot at the friend of the complainant, however, he did not suffer any injury in the present case. The conclusion of the trial may take quite a long time and the further custody of the petitioner will not serve any meaningful purpose.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

24.04.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

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