214 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Neutral Citation No. **2024:PHHC:041299**
CRM-M-36368-2023
Date of Decision: March 21, 2024

Monu Yadav @ Muski **…Petitioner**

Versus

State of Haryana **…Respondent**

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Shweta Bawa, Advocate for
Mr. Balraj Gujjar, Advocate for the petitioner.

Mr. Sumit Jain, Addl. A.G., Haryana.

DEEPAK GUPTA, J.(Oral)

By way of present petition under Section 439 Cr.P.C., petitioner prays for his release on regular bail in a case arising out of FIR No.167 dated 28.03.2022, under Sections 307, 452, 120-B and 34 IPC, besides Section 25 of the Arms Act, 1959, registered at Police Station Kheripul, District Faridabad.

2. Allegations are that on 25.03.2022, petitioner alongwith his co-accused fired gun shot upon complainant Rajesh Chandila. Shot was fired upon the head causing injury, which was dangerous to life.

3. Learned counsel for the petitioner contends that petitioner has been falsely implicated; that he is in custody for the last about 02 years; that injured-complainant of the case Rajesh Chandila has already been examined and that the trial is likely to take long time to conclude, so he be allowed bail.

4. Learned State counsel has opposed the bail petition by pointing out towards the gravity of the offence. However, it is conceded by learned State counsel that injured Rajesh Chandila has already been

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examined. It is further informed by learned State counsel that out of 29 witnesses cited by the prosecution, only 04 have been examined so far. Thus, the trial is likely to take long time to conclude.

5. As per the custody certificate placed on record by learned State counsel, petitioner is in custody for the last 01 year, 11 months and 23 days. Although, petitioner is involved in one more case bearing FIR No.125 of 2022, under Section 379 IPC, registered at Police Station Old Faridabad, District Faridabad, but he has since been acquitted in that case.

6. Considering all the aforesaid facts and circumstances, but without commenting anything on the merits of the case, petitioner is admitted to bail. He is ordered to be released on bail on his furnishing requisite bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

Allowed.

March 21, 2024 **(DEEPAK GUPTA)**
sarita **JUDGE**

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

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