

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

**CRM-M-37182-2017
Date of decision :20.11.2017**

Chaman Lal

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE H.S. MADAAN

Present : Mr. Vishwajeet Singh, Advocate
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana with
ASI Hanish Khan.

Mr. B. S. Saroha, Advocate
for the complainant.

H.S. MADAAN, J. (Oral)

This petition for regular bail has been filed by Chaman Lal an accused in FIR No.345 dated 03.05.2017 for offences under Sections 148, 149, 323, 324 and 506 IPC with offences under Section 307 IPC and Section 25 of the Arms Act added later on, registered with Police Station Sadar Palwal, District Palwal at the instance of Manjeet Singh son of Partap Singh resident of Pirthala, which he got recorded with police on 03.05.2017

stating therein that on 01.05.2017 while he was going towards his home and had reached in front of house of Jaipal then he saw that his cousin brother Narveer son of Bachhu Singh resident of Prithala was being beaten up brutally by Karamveer son of Deshraj, Chaman Lal (present petitioner), Manjeet son of Dulli and Ombir son of Desraj, besides two other boys; that Manjeet was having knife, Karamveer was having Danda, latter caused blows on head of Narveer, other assaulted him by lathi, dandas and sariya; that on alarm being raised by him, Bir Singh and Bachhu Singh came immediately on the spot, then the assailants along with their respective weapons fled away from the spot.

Accused – Chaman Lal was arrested in this case on 18.05.2017 and he is in custody since then, challan has been filed and trial is going on in the Court of Additional Sessions Judge, Palwal.

The petitioner had moved an application for grant of regular bail in the Court of Additional Sessions Judge, which was dismissed vide order dated 05.09.2017 as such he has approached this Court for grant of similar relief. Notice of this petition was given to the respondent.

State of Haryana has appeared through Mr. Neeraj Poswal, AAG, Haryana, whereas complainant has appeared through his counsel.

I have heard learned counsel for the parties. In the FIR no specific injury has been attributed to the petitioner. It has been stated by learned counsel for the petitioner that the injury was on mouth of the injured but admittedly that was simple in nature. Furthermore Karamveer one of the co-accused of the petitioner is said to have been granted pre-arrest bail by this Court. The trial is stated to be at the initial stage.

After hearing rival contentions of learned counsel for the parties and going through the record, I am of the view that it would be proper and appropriate if the concession of regular bail is granted to the petitioner. Moreover, conclusion of trial will take long time, hence no useful purpose will be served by keeping them behind the bars any more. Therefore, in view of the abovesaid circumstances, this petition is accepted. Petitioner – Chaman Lal be admitted to bail on their furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court / Duty Magistrate concerned.

While accepting the bonds, the trial Court / Duty Magistrate concerned may impose any terms and conditions found appropriate to ensure that the petitioner should not abscond and does not try to influence the prosecution witnesses in any manner. His passport may also be got surrendered, if he has got one, otherwise to get affidavit from him that he does not have any passport. It is made clear that if after being released on bail in this case, the petitioner is found indulging in any other criminal activity, the order suspending his sentence and grant of bail shall be liable to be withdrawn.

20.11.2017*Gaurav Sorot*

**(H.S. MADAAN)
JUDGE**

1. Whether reportable? **No**
2. Whether speaking / reasoned? **Yes**