

228 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37921-2019

Date of decision-22.10.2019

Aarif

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Brijender Kaushik, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab assisted by
ASI Lakhvir.

Mr. Yowan Sharma, Advocate for the complainant.

MANOJ BAJAJ, J.

Petitioner-Aarif has prayed for grant of regular bail under Section 439 Cr.P.C in case FIR No.106 dated 18.07.2019 under Sections 148, 323, 452 and 506 read with Section 149 Indian Penal Code, 1860 and Section 3 of The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 registered at Police Station Raipur Rani, District Panchkula. The petitioner is in judicial custody since his arrest on 22.08.2019.

The FIR was registered on the statement of Jasbir Singh wherein it was alleged that on 18.07.2019, when complainant was sitting in his house, petitioner along with his companions forcibly entered his house and and attacked with swords and sickle. They all gave injuries to the complainant and his wife and threatened them to kill.

Learned counsel for the petitioner contends that no injury has been attributed to the petitioner. He further submits that the co-accused of the petitioner have already been granted concession of bail. He further contends that the investigation of the case is complete, therefore, further custody of the petitioner may not be required.

On the other hand, learned State counsel assisted by ASI Lakhvir opposed the bail application on the ground that the petitioner was named in the FIR. However, it is not disputed that the co-accused of the petitioner has already been granted regular bail and investigation of the case is complete.

After hearing learned counsel for the parties, this Court is of the opinion that trial of the case is likely to consume considerable time, therefore, further custody of the petitioner may not be justified. Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Panchkula.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

22.10.2019

vanita

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No