

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-48058-2019 (O&M)

Date of Decision: 18.11.2019

Ankit Jangid

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Vikas Lochab, Advocate for the petitioner.

Mr. Sanjay Kumar Saini, AAG, Haryana.

...

Manoj Bajaj, J.

Petitioner Ankit Jangid has filed this petition under Section 439 Cr.P.C. read with Section 437 Cr.P.C. for grant of regular bail in case FIR No. 52 dated 15.01.2019 under Sections 307, 323, 324, 379-B, 506 and 34 IPC, 1860 and Section 25 of the Arms Act, 1959, registered at Police Station City Narnaul. He is in custody since his arrest on 14.04.2019

The FIR in the present case has been registered on the statement of complainant Sumit Kumar, wherein it was alleged that on 09.01.2019 at about 11:00 AM, he along with Namit was going to Narnaul on his two wheeler bearing No.HR-35-G-7398 and when he reached near Raghunathpura, Hanuman Temple, a Bolero vehicle hit his motorcycle from behind and both of them fell down. The Bolero was driven ahead and reversed at a high speed in order to kill them. But he and his companion saved themselves by leaving the road and ran towards crusher. According to the complainant, three-four young persons alighted from the Bolero vehicle, who were armed with weapons and gave beatings to the complainant. The

injuries were caused by Manoj @ Kallu, Ankit Jhangra, Jantri Yadav along

with two-three boys to the complainant and Namit.

Learned counsel for the petitioner contends that the co-accused of the petitioner, namely, Bijender @ Tawar has been released on regular bail by this Court vide order dated 14.10.2019 (Annexure P-3). It is pointed out that the FIR was lodged on 15.01.2019, after a delay of 6 days from the date of occurrence, which took place on 09.01.2019. He contends that as per the version in the FIR, Manoj @ Kallu was armed with a sword and has caused injuries upon the victim (complainant). He submits that though the injury attributed to the present petitioner is also with sword, yet during the investigation, only iron rod was recovered from him. He submits that the investigation of the case is complete and the trial is likely to consume time and further custody of the petitioner may not be required.

On the other hand, learned State counsel, who is assisted by ASI Ram Bhagat, has opposed the prayer, however, it is not disputed that co-accused Bijender @ Tawar has been granted regular bail.

Considering the custody period of the petitioner and the fact that the trial is likely to consume more time, this Court is of the opinion that further detention of the petitioner may not be justified. Therefore, without meaning any expression of opinion on the merits of the case, petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

18.11.2019
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No