

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-49603-2019 (O&M)
Date of decision: 28.11.2019

Jaipal @ Ballu

... Petitioner

Vs.

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Harkesh Manuja, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Mr. Nonish Kumar, Advocate
for respondent No.2-complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.365 dated 12.08.2019 under Sections 323, 364, 506, 511 IPC and Section 25 of Arms Act, registered at Police Station Safidon, District Jind.

Learned counsel for the petitioner submits that in the FIR, registered at the instance of Bharat, it is alleged that motorcycle of the petitioner was stolen by someone and on that pretext, he took the complainant in his fields, where he found that five persons were sitting in a car and the petitioner and one co-accused DC stated that the complainant has stolen the motorcycle and they forcibly detained him and gave him beatings by giving fist and danda blows. It is further stated in the FIR that the accused persons were

forcibly trying to make confession about the stolen motorcycle. Thereafter, they left him on the road and removed his clothes and insulted him. It is further submitted that the petitioner is in custody since 01.10.2019; he is not involved in any other case and is no more required for further custodial interrogation.

Learned State counsel, on instructions from ASI Kamal Singh, has stated that the investigation is still not complete and it will take some time.

Learned counsel for respondent No.2-complainant has, however, submitted that a compromise is effected between the parties before the Panchayat in order to bring peace and harmony amongst the villagers, as both the parties belong to the same village.

Without commenting anything on merits of the case, considering the aforesaid submissions made by learned counsel for the parties, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

28.11.2019

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No