

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

CRM-M No. 1893 of 2020

DATE OF DECISION :- January 22, 2020

Bajrang

...Petitioner

Versus

State of Haryana

...Respondent

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

Present:- Mr. Saleem Ahmed, Advocate for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

Ms. Vandana Sharma, Advocate for the complainant.

This petition for regular bail has been filed by petitioner Bajrang, an accused in F.I.R. No. 0688 dated 16.10.2019 registered with Police Station Suraj Kund, District Faridabad for offences under Sections 148, 149, 323, 325, 506 IPC with offences under Sections 307 and 34 IPC added later on and offences under Sections 148 and 149 IPC deleted.

Briefly stated the facts of the case as per prosecution story are that on 14.10.2019 at about 10.30 P.M., when complainant Dalip @ Annu accompanied by his cousin brother Bedi were returning home from bazaar and had almost reached near their house then Sonu, Bajrang, Monu along with 4-5 other boys assaulted them causing them injuries. Sonu armed with iron rod hit the complainant on head whereas Bajrang gave fist blow in eye

of complainant. The complainant fell down and then Monu and other boys gave kick and fist blow. Thereafter, several persons gathered at the spot and all the assailants ran away with their respective weapons.

Formal F.I.R. was registered. Accused-petitioner Bajrang was arrested in this case on 23.10.2019. He had filed an application for regular bail before the Court of Sessions which was dismissed by Additional Sessions Judge, Faridabad vide order dated 21.12.2019, as such he has approached this Court with similar prayer.

Notice of this petition was given to the State. State counsel has placed on file the custody certificate of petitioner showing that he is behind bars for 2 months and 29 days. He is not shown to be involved in any other case.

I have heard learned counsel for the petitioner, learned counsel for the complainant and learned State counsel besides going through the record.

Learned counsel for the petitioner states that the matter has since been compromised between the parties. Learned counsel for the complainant concedes this fact. State counsel has also submitted that as per her instructions the complainant has furnished an affidavit to the investigating officer that the matter has been resolved between the parties amicably. It has been pointed out by the learned counsel for the petitioner that petitioner is a teenager and only fist blow has been attributed to him and the resultant injury is simple in nature. Although as stated the challan has been filed but the trial is at initial stage and its conclusion is likely to take some time.

Considering all the facts and circumstances of the case, this petition is accepted. Petitioner Bajrang is ordered to be released on bail on his furnishing bail bond and surety bond to the satisfaction of the learned trial Court/CJM/Duty Magistrate, Faridabad. However, it is made clear that in case the petitioner is found indulging in any criminal act at a later stage, his order granting bail is liable to be withdrawn.

(H.S. MADAAN)
JUDGE

January 22, 2020
p.singh

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No