

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 207

CRM-M-13052-2020

Date of decision : 08.07.2020

Naveen

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Sanchit Punia, Advocate, for the petitioner.

Mr.Anmol Malik, DAG, Haryana.

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.388 dated 06.10.2019, registered under Sections 147, 148, 149, 307, 323, 324 and 506 IPC at Police Station Narnaund, District Hisar.

The case of the prosecution is that the petitioner alongwith Sandeep, Sachin, Sumit, Paplu and others inflicted injuries on Gaurav, Prince, Pardeep and Mukesh on the basis of which the aforesaid FIR was lodged against the petitioner and other accused.

Seeking regular bail for the petitioner learned counsel submitted that the petitioner has been falsely implicated; the injuries attributed to the petitioner, though are denied, are simple in nature whereas Sandeep @ Popli who has been attributed injuries on the basis of which Section 307 IPC was added has been granted regular bail by the Additional Sessions Judge, Hisar; he has been in custody for the last seven months; challan under Section 173 Cr.P.C. has already been filed and therefore the petitioner is not in a position to influence the investigation and that the trial is likely to take a long time to

conclude.

Learned State counsel opposed the grant of regular bail to the petitioner on the ground that the petitioner, who was armed with a sword, alongwith others has inflicted injuries on as many as two persons and during investigation the sword has been recovered from the petitioner.

Sandeep @ Popli who has been attributed injuries on the complainant-Gaurav, on the basis of which Section 307 IPC was added, has been granted bail whereas the petitioner has been attributed simple injuries on Pardeep and Mukesh; the petitioner is in custody for seven months; challan under Section 173 Cr.P.C. has already been filed and therefore the petitioner is not in a position to influence the investigation and the trial is not likely to conclude in the near future.

In view of the above, on the grounds of parity and others, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail and it is so ordered. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Hisar the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

08.07.2020
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No