

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

(Proceedings conducted through video conferencing)

**CRM-M No. 15439 of 2020(O&M)**

**Date of decision: 1.7.2020**

Manga Ram and another ....Petitioners

VERSUS

State of Haryana .....Respondent

**CORAM:** **HON'BLE MRS. JUSTICE REKHA MITTAL**

Present: Mr. Namit Khurana, Advocate for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

**REKHA MITTAL, J.(Oral)**

Manga Ram and Kushal Pal, accused in FIR No.61 dated 23.05.2020 registered with Police Station Buria, District Yamuna Nagar for offence punishable under Sections 148, 149, 323, 324, 452, 427, 506 of the Indian Penal Code, 1860 (offence under Section 326 IPC added later), pray for grant of regular bail, pending trial.

Counsel for the petitioners would argue that injury constituting offence under Section 326 IPC has been attributed to non-applicant/co-accused Kapil. It is further submitted that injuries attributed to the petitioners are simple in nature. Both the injured were discharged from the hospital in satisfactory condition in the month of May, 2020. The last submission made by counsel is that there is no other criminal case registered against the petitioners and they are ready to face trial without any default.

Counsel representing the State of Haryana has not disputed correctness of submissions made by counsel for the petitioners. However, she has opposed the application for bail with the submission that case is still under investigation and report under Section 173 Cr.P.C. is yet to be submitted.

The petitioners have been in judicial custody, thus, no longer required for the purpose of investigation. The presentation of challan and thereafter conclusion of trial is likely to take its own time. There is no allegation that petitioners are likely to flee from the process of justice, in case enlarged on bail.

In view of the above, without meaning to express any opinion on merits of the controversy, the petitioners shall be released on bail subject to satisfaction of the Ilaqa Magistrate/Duty Magistrate, Yamuna Nagar at Jagadhari. However, they shall abide by the following conditions:-

- (i) They shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade him/her from disclosing such facts to the Court;
- (ii) They shall not leave India without previous permission of the Court.

Disposed of accordingly.

**JULY 1, 2020**

‘D. Gulati’

**(REKHA MITTAL)**

**JUDGE**

Whether speaking/reasoned : yes/no

Whether reportable : yes/no