

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-15838-2020 (O&M)

Date of Decision: 03.07.2020

Ramu

... Petitioner

VS.

State of Haryana

... Respondent

CRM-M-15858-2020 (O&M)

Vijay Kumar

... Petitioner

VS.

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Kanwar Satbir Singh, Advocate for the petitioner(s)
Mr. Sukhdeep Parmar, DAG, Haryana

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of lockdown due to outbreak of COVID-19 pandemic.

This order shall dispose of the above-cited two criminal miscellaneous petitions filed by one Ramu (**CRM-M-15838-2020**) and Vijay Kumar (**CRM-M-15858-2020**) *inter alia* praying for grant of regular bail to them. Both the petitioners have been allegedly involved in case FIR No.61 dated 26.02.2020 under Sections 148/149/323/324/452/506 IPC (Sections 325/307 IPC added later on) registered at PS Butana, District Karnal. CRM-M-15838-2020 is being treated as the lead case for the purposes of order.

Learned counsel based upon the pleadings submits that it is the case of cross-version and rather the complainant party was the aggressor.

Notice of motion.

On the asking, Mr. Sukhdeep Parmar, DAG, Haryana accepts

Learned State counsel on the asking has further informed that firstly the petitioners herein are alleged to have made second attack by visiting the house of the complainant. In this process, various injuries were inflicted. One of the injured, namely, Gagan sister of the complainant Amrit Sharma suffered various injuries and as such she had to be hospitalized initially for 11 days and thereafter for 9 days. He submits that challan in this case has been presented on 07.05.2020.

Counsel for the petitioners then submits that due to COVID situation retention of the petitioners in jail is dangerous to their life and otherwise also the trial is likely to take some time.

In view of the above, this Court deems it appropriate to release the petitioners on regular bail subject to their furnishing adequate bail bonds/surety bonds to the satisfaction of the Duty Magistrate/trial court concerned.

In view of the peculiar circumstances as noticed above, in addition to bail bonds/additional surety which the trial court may further require the petitioners to furnish as it deems appropriate, the petitioners are directed to deposit Rs.50,000/- each with the Duty Magistrate/trial Court which shall be disbursed to the injured, namely, Gagan toward medical expenses.

However, it is made clear that anything observed herein shall not be construed to be an expression on merits of the case.

Disposed of.

03.07.2020

vishal shonkar

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

(Girish Agnihotri)
Judge

Yes/No
Yes/No