

CRM-M-16535-2020

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

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Date of decision: 03.09.2020

Ilam Chand

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Manoj Pundir, Advocate,
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

Mr. Krishan Singh, Advocate,
for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case FIR No.277 dated 16.02.2020, registered at Police Station Jagadhri City, District Yamuna Nagar, under Sections 323, 34, 506 and 307 (added later on) of the Indian Penal Code.

Learned counsel for the petitioner submits that injuries attributed to the petitioner with *danda*, are on the arm and left leg of injured-Harbhajan, father of the complainant, and that the injury attracting Section 307 IPC has not been attributed to him.

On the other hand, learned State counsel opposes the prayer made in the present petition and submits that even as per the

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disclosure/confessional statement dated 14.04.2020 of the petitioner himself, he had caused injury on the head of Desraj, who is still in a critical condition. He further submits that challan has been presented and the case before the trial Court is fixed for framing of charges.

I have heard the learned counsel for the parties.

The injuries allegedly attributed to the petitioner with *danda*, is on the arm and left leg of injured-Harbhajan. He has been in custody since 14.04.2020. Moreover, the veracity of the confessional/disclosure statement suffered by the petitioner, is to be adjudicated upon only during the course of trial, which would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

03.09.2020

parveen kumar

**(HARNARESH SINGH GILL)
JUDGE**

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No