

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

**CRM-M-16787-2020 (O&M)
Date of Decision : 30.06.2020**

Ramesh

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Gaurav Arora, Advocate
for the petitioner.

Mr. Gaurav Jindal, Addl. A.G. Haryana.

RAMENDRA JAIN, J. (Oral)

Case has been taken up for hearing through video conferencing.

Through instant petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to the petitioner in a case arising from FIR No.131 dated 12.07.2019, registered under Sections 307, 506, 328, 148, 149, 323 and 120-B IPC, at Police Station Bass, District Hisar, Haryana.

According to prosecution, in the morning of 11.07.2019, petitioner and his accomplice, 15-20 in number, armed with deadly weapons like axe, gandasi, dandas, iron rods etc. assaulted Kapil, brother of complainant Sunil, with their respective weapons and fled away.

Learned counsel contends that petitioner has falsely been implicated in the case, to take revenge and as a counter blast to FIR

No.45 dated 21.07.2019, registered under Sections 376, 376 (2)(a), 450, 506 and 24 IPC, at Women Police Station Hansi, District Hisar, against Kapil and his two friends for raping the sister-in-law of petitioner (wife of his brother). The main accused Rinku has already been granted bail by a Coordinate Bench, vide order dated 19.06.2020 in CRM-M-12358-2020. Petitioner is in custody since 13.07.2019. Conclusion of trial may take sufficient long time. No useful purpose would be served by detaining the petitioner any more in jail.

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioner.

Considering the overall circumstances of the case and treating the case of petitioner on the same parity as that of his above-named co-accused, the petition is allowed. Consequently, petitioner Ramesh is ordered to be released on bail during pendency of trial, if not required in any other case, on his furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

30.06.2020
mamta

(RAMENDRA JAIN)
JUDGE

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