

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-20810-2020 (O&M)
Date of Decision:- 29.7.2020

Sunny @ Sunnpal

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Parveen Kumar Rohilla, Advocate, for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

*(the aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in Virtual Court)*

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of regular bail in respect of a case registered against him vide FIR No.194, dated 31.7.2019, Police Station Israna, Panipat, under Sections 324, 307, 34 IPC and Section 25 of Arms Act.
2. The allegation, in nutshell, are that the complainant Anuj and his friend Sonu were caused injuries by petitioner and his companions.

3. The learned counsel for the petitioner has submitted that the matter has been amicably resolved amongst the parties that in fact statement of Sonu who had sustained 3 injuries was recorded by the trial Court on 19.2.2020 wherein he absolutely resiled and gave a clean-chit to all the accused.
4. It has further been submitted that statement of Anuj who had sustained one injury could not be recorded on account of the fact that the Courts have not been functioning fully after the month of March, 2020 on account of pandemic COVID-19. Learned counsel has also drawn the attention of this Court to orders dated 16.7.2020 (Annexure P-4 and Annexure P-5) respectively wherein co-accused namely Pawan @ Monu and Manjeet @ Malha have been granted bail while noticing that PW-Sonu had resiled.
4. Opposing the petition, the learned State counsel has submitted that since the statement of the complainant Anuj is yet to be recorded, no case for grant of bail is made out. It has however, been informed that the petitioner has been behind bars since the last about 11 months.
5. I have considered rival submissions addressed before this Court. Keeping in view the fact that injured Sonu who had sustained 3 injuries has resiled from his statement and that the petitioner has been behind bars since the last about 11 months and that co-accused have already been granted bail, further detention of the petitioner is not justified. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail

bonds/surety bonds to the satisfaction of learned trial Court/Chief
Judicial Magistrate/Duty Magistrate concerned.

July 29, 2020

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No