

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

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IN VIRTUAL COURT

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**CRM-M No. 21763 of 2020
Date of decision : 14.8.2020**

Ravi @ Kanjha

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Rajesh Lamba, Advocate, for the petitioner

Rajbir Sehrawat, J. (Oral)

This petition has been filed by the petitioner under Section 439 of Cr.P.C. for grant of bail pending trial in case FIR No. 488 dated 1.8.2019, registered under Sections 148, 149, 323, 341 and 506 IPC (Sections 325 and 307 IPC added later on), at Police Station Camp Palwal, District Palwal.

It is contended by the counsel for the petitioner that the case against the petitioner is totally concocted. Even as per the case of the prosecution, no specific injury is attributed to the petitioner. Only allegation against the petitioner is that when the co-accused were causing injury and bystanders tried to rescue the victim, then the present petitioner stopped people from interfering. Still further, it is submitted that the co-accused, who are attributed specific injuries, have already been granted bail pending trial. The petitioner is in custody since 19.10.2019. The investigation of the case is complete. Hence, the petitioner is not required for any investigation purposes.

Notice of motion.

Mr. Vishal Malik, DAG, Haryana, accepts notice on behalf of the

State and Mr. Tanmoy Gupta, Advocate, appears on behalf of the complainant.

Learned State counsel, being instructed by ASI Mohinder Singh and being assisted by learned counsel for the complainant, has submitted that the name of the petitioner is specifically mentioned in the FIR. He formed the part of the group, which assailed the injured. There are as many as 12 injuries caused to the victim. Therefore, the petitioner does not deserve any concession of bail. However, it is not denied that the petitioner is in custody since 19.10.2019; and that the co-accused, who had actually caused the injuries to the injured, have already been released on bail

In view of the above, but without commenting any further on the merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail pending trial on his furnishing bail bonds/sureties to the satisfaction of the trial Court/ Duty Magistrate.

(RAJBIR SEHRAWAT)
JUDGE

14.8.2020

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No