

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-21956 of 2020(O&M)

Date of Decision: 18.09.2020

Vinod

...Petitioner (s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Aditya Sanghi, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

Mr. Vikram Singh, Advocate
for the complainant.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

CRM-18921-2020:

Prayer in this application filed under Section 482 Cr.P.C. is for exemption from filing the prescribed Court fee.

Prayer for exemption of Court fee on account of COVID-19 is accepted with the condition that the petitioner shall deposit the required Court fee within a period of one month when the situation becomes normal from the COVID-19 effect.

Application stands disposed of.

Criminal Misc. No.M-21956 of 2020:

The petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in FIR No.198 dated 07.06.2020 under Sections 148/149/323/325/506 IPC and Sections 3(1)(R) and Section 3(2) (Va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 registered at Police Station Kanina, District Mahendergarh.

Learned counsel for the petitioner has argued that the allegation against the petitioner is that he has given *lathi* blow on the back of the injured-Jaswant Singh. He has further submitted in fact, it is a case of version and cross-version, as FIR No.199 dated 07.06.2020 under Sections 323/34/354/506 IPC registered at Police Station Kanina, District Mahendergarh was registered against the family members of the complainant. The petitioner is in custody since 17.07.2020.

Learned counsel for the complainant submits that there are serious injuries on the person of the injured Jaswant Singh, which disentitles the petitioner the concession of regular bail.

Learned State counsel does not dispute the custody of the petitioner and submits that challan was presented in the case on 11.09.2020.

I have heard learned counsel for the parties.

Admittedly, the allegation against the petitioner is that he has inflicted injuries on the back of the complainant, which is on the non-vital part of the body. Considering the allegations levelled against the petitioner

and the fact that the petitioner is in custody since 17.07.2020, this Court deems it appropriate to release the petitioner on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

September 18, 2020
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No