

In virtual Court

CRM-M-23401-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-23401-2020 (O&M)
Date of decision: 13.10.2020

Karamvir @ Billa @ Tunda and others

... Petitioners

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. G.S. Punia, Sr. Advocate with
Mr. P.S. Punia, Advocate
for the petitioners.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.166 dated 20.07.2017 under Sections 148, 149, 186, 324, 332, 353, 307, 506, 341, 427, 201 IPC, registered at Police Station Cheeka, District Kaithal.

Learned senior counsel for the petitioners submits that as per allegations in the FIR, registered at the instance of Parveen Kumar, SDO, Vigilance, Karnal, he along with his team members of UHBVN had raided Village Harigarh Kingan for checking the house of Nanda Ram on the basis of suspicion and prepared a report. When his team was doing the official work, about 200 people attacked them with lathis, dangas and bricks. His team ran away and took shelter in the house of Nanda Ram to save their lives and gave

information to the police officials on telephone. In the meantime, people from outside started throwing stones on the team and they suffered many injuries. Even the Govt. vehicle was damaged of Rs.20,000/-. It is further stated that three officials suffered injuries and one ASI Bhim Singh suffered an injury, which was declared dangerous to life and the same is attributed to co-accused Leela Ram.

Learned senior counsel for the petitioners further submits that the petitioners are in custody for the last about four and half months. It is further submitted that without prejudice to their right of defence, the petitioners are ready to deposit a sum of Rs.10,000/- each before the Illaqa Magistrate/trial Court, to be paid to the injured/victims.

Learned State counsel has submitted that one of the employee ASI Bhim Singh has suffered injury invoking Section 307 IPC, which is attributed to Leela Ram. It is further submitted that though the challan is presented, however, the same is not committed to the Court of Sessions and therefore, no prosecution witness is recorded so far.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the fact that the petitioners were part of an assembly, who had thrown bricks on the checking team and had volunteered to deposit Rs.10,000/- each with the Illaqa Magistrate/trial Court to be paid to the injured/victims, this petition is allowed and the petitioners are directed to be released on regular bail subject to furnishing their bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate, concerned and on deposit of Rs.10,000/- each.

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The amount so deposited will be handed over to the victim(s), who suffered injuries and 50% of the amount will be paid to the employee, who suffered injury invoking Section 307 IPC. This will, however, be without prejudice to right of defence of the petitioners.

Petition is disposed of.

**[ARVIND SINGH SANGWAN]
JUDGE**

13.10.2020

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No