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

**CRM-M No.23901 of 2020
Date of Decision: 04.11.2020**

RAKESH @ BANTI

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Vinod S. Bhardwaj, Advocate
for the petitioner.

Mr. Rajat Gautam, D.A.G., Haryana.

Ms. Priyanka Chaudhary, Advocate
for respondents No.2 and 3.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in his second attempt in case bearing FIR No.285 dated 03.08.2019, registered under Sections 379-B and 120-B IPC (Section 392 IPC added later on and Section 120-B IPC deleted) at Police Station Beri, District Jhajjar, Haryana.

Earlier CRM-M No.52817 of 2019 was got dismissed as withdrawn with a liberty to approach the trial Court. Thereafter

petitioner approached the Court of Sessions, Jhajjar and after dismissal of prayer for grant of regular bail, he has ventured to file the present petition.

Learned counsel for the petitioner submitted that the petitioner is in custody since 14.10.2019. Bare perusal of the FIR would show that 8-10 persons had attacked the husband of the complainant, but only petitioner has been nominated as an accused. Complainant has filed an affidavit in the context of compromise between the parties.

Vide order dated 24.08.2020, the complainant Seema Khatri and injured Narsingh Khatri were ordered to be arrayed as respondents no.2 and 3.

Learned counsel appearing on behalf of respondents No.2 and 3 admitted the factum of compromise between the parties. She has no objection in case, regular bail is granted to the petitioner.

Learned State counsel on instructions from ASI Ranjit Singh submitted that an amount of Rs.800/- has been recovered from the petitioner. Challan has been presented and charges have been framed, but no prosecution witness has been examined so far. Petitioner is in custody since 14.10.2019.

In view of above and the situation arising out due to

COVID-19 pandemic and without adverting to the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

November 04, 2020
Atik

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No