

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

213

CRM-M-28122-2020(O & M)

Date of Decision:21.09.2020.

Ankush and another

....Petitioners.

Versus

State of Haryana

....Respondents.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Ms.Monika Jangra, Advocate
for the petitioners.

Mr.Vivek Saini, Additional AG.Haryana.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioners namely **Ankush** and **Bhisham** in case F.I.R. No.419 dated 18.07.2020 under Sections 148,323,324 and 506 IPC read with Section 149 IPC(Section 326 IPC added later on) registered at Police Station Assandh, District Karnal.

Learned counsel for the petitioners *inter alia* contends that petitioners have no nexus whatsoever with the alleged offence. She further urges that alleged grievous injury by means of a sharp edged weapon on the person of injured Brij Bhushan was not on the vital organ of his body but as a matter of fact, seat of said injury was on left arm elbow of injured-Brij Bhushan. She further urges that petitioners are in custody since 07.08.2020 and they are no more required by the Police for any investigation purpose.

She further urges that since investigation and consequent trial would take

sufficient time to conclude, no useful purpose would be served by keeping the petitioners in custody further, thus, they may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioners do not deserve the concession of bail.

I have heard learned counsel for the parties and have carefully gone through the case file as well as documents placed on record at the instance of petitioners.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioners are in custody since 07.08.2020; that petitioners are no more required by the Investigating Agency for investigation purpose; that since investigation and consequent trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioners in custody further, thus, they deserve the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioners namely **Ankush** and **Bhisham** is allowed and they are ordered to be released on bail on their furnishing personal/surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Karnal, as the case may be.

September 21, 2020
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(**LALIT BATRA**)
JUDGE

Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No