

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

225

CRM-26125-2020(O&M)
CRM-M-31531-2020(O&M)
Date of Decision: 28.10.2020

SANDEEP ALIAS KALI

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vikas Bishnoi, Advocate,
for the petitioner.
Mr. Chetan Sharma, AAG, Haryana

ANIL KSHETARPAL, J.

CRM-26125-2020

Hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

Application is allowed.

The order passed by the learned Additional District Judge, Hisar, dated 21.08.2020, is taken on record.

CRM-M-31531-2020

The petitioner-Sandeep alias Kali son of Ram Dhan, prays for grant of bail pending trial in a criminal case arising from FIR No.412, dated 22.06.2020, registered under Section 397 IPC, at Police Station Sadar Hisar, District Hisar.

As per the case of the prosecution, in the intervening night of 21-22/6/2020, the first informant Dharambir was alleged to have been assaulted by 6-7 boys, fracturing his hand while simultaneously causing injuries on his chest and head. It is alleged that the assailants looted his mobile and wallet containing Rs.5,000/-, driving licence, Aadhar Card and two ATM cards.

The FIR was registered against unknown persons. The petitioner was sought to be indicted as an accused on the basis of a supplementary statement of the first informant dated 28.06.2020. On the disclosure of the petitioner, the prosecution has allegedly recovered Rs.600/-.

The petitioner is in detention from 05.07.2020. On completion of investigation, the challan has already been filed in the Court.

Sh. Chetan Sharma, Assistant Advocate General, Haryana, on instructions from SI Vishwajit Singh, has admitted that the petitioner is not a person with criminal antecedents.

Without commenting on the merits of the case and keeping in view the fact that the petitioner is in detention from 05.07.2020 and conclusion of the trial is likely to take time, the petitioner is directed to be released on regular bail subject to furnishing of adequate surety to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, concerned.

Accordingly, the petition is allowed with the aforesaid directions.

October 28, 2020
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(ANIL KSHETARPAL)
JUDGE

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