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

**CRM-M-36801-2020
Date of decision-17.11.2020**

Vijay @ Bidu

....Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Raman Chawla, Advocate for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

Mr. Sushil K.Sharma, Advocate for the complainant.

MANOJ BAJAJ, J.

Petitioner has filed this petition under Section 439 Cr.P.C for grant of regular bail pending trial in case FIR No.208 dated 11.07.2020 registered under Sections 379-B, 506, 341, 427 and 120-B Indian of Penal Code, 1860 at Police Station Siwani, District Bhiwani. The petitioner is in custody since his arrest on 11.07.2020.

The FIR was registered on the statement of Ravinder son of Sube Singh wherein it was stated that he is working in Gas Agency, HP Siwani. On 10.07.2020, at about 9.00 P.M., when complainant alongwith his friend Narender, after completion of work, was going towards Rupana on their motorcycle, then four young persons who were armed with rods and dandas waylaid the complainant and his friend Narender. Thereafter, they assaulted the complainant and his friend with their weapons due to which the complainant and his friend fell on the road and accused persons snatched Rs.48,500/- from the pocket of the complainant. In the meantime, the employer of the complainant on seeing the said occurrence stopped his

vehicle, then all the assailants after causing injuries to the complainant and his friend fled away from the spot. Complainant identified one of the assailants as Vijay (petitioner) who was working with him in the Gas Agency and had left the job 10 days back and the second one as Shakti son of Bablu who was known to the complainant. On these broad allegations, the FIR was registered.

Learned counsel for the petitioner contends that previously the petitioner was employee of the complainant and some dispute existed between them with regard to the salary. He has pointed out that the FIR was registered as a result of some misunderstanding and the parties have now settled the dispute by way of compromise. He has invited the attention of the Court to the compromise (Annexure P-1) as well as the affidavits of complainant and eye-witnesses (Annexures P-2 and P-3). According to him, co-accused of the petitioner have been released on bail vide orders dated 13.10.2020 and 04.11.2020. He prays that the petitioner be released on bail during the pendency of the trial.

On the other hand, though the prayer is opposed by learned State counsel who is assisted by ASI Krishan Kumar but he on instructions states that investigation of the case is complete. Learned counsel appearing on behalf of the complainant also admits the factum of compromise between the parties.

After hearing the learned counsel for the parties, this Court finds that the investigation of the case is complete and final report stands filed on 20.08.2020. This Court is cognizant of the fact that the outbreak of pandemic COVID-19 in the region may further delay the conclusion of trial, therefore, further detention of the petitioner may not be necessary.

Resultantly, without meaning any expression of opinion on the

merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

17.11.2020

vanita

Whether speaking/reasoned :
Whether Reportable :

Yes
Yes

(MANOJ BAJAJ)
JUDGE

No
No