

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

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**CRM-M NO. 40626 of 2020
Date of decision : 09.12.2020**

Balwan Singh son of Teka Ram

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present : Mr. Satnam Singh Gill, Advocate
for the petitioner.

Mr. Tarun Sharma, AAG, Haryana
for respondent-State.

HARINDER SINGH SIDHU, J.

The case is taken up through video conferencing on account of COVID 2019.

This is a petition filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 377 dated 30.06.2020, registered under Sections 147, 148, 323, 324, 506 and 201 IPC, 1860 at Police Station Assandh, District Karnal to which Section 326 IPC was added lateron.

The FIR was lodged on the complaint of one Parveen Kumar who alleged that on 25.06.2020 Balwan Singh s/o Teka Ram-petitioner, Krishan, Satish, Rampal and Balwan son of Ratia came to the house of complainant armed with lathies, dandas and sharp weapons and inflicted injuries to the complainant and his father. When complainant and his family raised alarm, Balwan and others started hurling bricks and stones at their house while threatening that the entire family of the complainant will be killed.

Learned counsel for the petitioner has argued that the alleged incident happened on 25.06.2020 but the FIR was lodged on 30.06.2020. The allegations are totally false because though it is alleged that the complainant and his father was attacked by four persons with lathis, dandas and sharp edged weapons but as per the MLR only one injury was suffered by the complainant which is grievous in nature.

The petitioner is in custody since 17.08.2020. The investigation in case is complete and challan has been filed.

Keeping in view the facts and circumstances of the case referred to above, nature of accusation against the petitioner and also the fact that trial is likely to take long time but without commenting on merits, this criminal miscellaneous petition is allowed and the petitioner-Balwan Singh son of Teka Ram is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

09.12.2020

Rajeev (rvs)

**(HARINDER SINGH SIDHU)
JUDGE**

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