

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-41638-2020 (O&M)
Date of decision: 17.12.2020

Pankaj

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Deepakaran Dalal, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

Mr. K.P. Singh, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.259 dated 27.07.2020 under Sections 323, 452, 506, 34 IPC (Section 307 IPC added later on), registered at Police Station Chandhat, Tehsil and District Palwal.

Learned counsel for the petitioner submits that the petitioner is in custody since 29.10.2020; investigation is complete and two co-accused Loki @ Lokesh and Chanderkant @ Kale have been granted the concession of interim anticipatory bail vide order dated 12.10.2020 passed in CRM-M-32188-2020 and order dated 25.11.2020 passed in CRM-M-38989-2020 respectively. It is further submitted that the petitioner is not involved in any other case of similar nature and a stick has been recovered from him. It is also submitted that as per

In virtual Court

CRM-M-41638-2020

-2-

allegations in the FIR, the petitioner along with his brother has given beatings to son of the complainant and in pursuance of the aforesaid orders dated 12.10.2020 and 25.11.2020, aforesaid co-accused Loki @ Lokesh and Chanderkant @ Kale have paid Rs.1.00 lac and Rs.50,000/- respectively, to the victim. Learned counsel further submits that the petitioner is also ready to pay an amount of Rs.50,000/- to the victim towards the medical expenses.

Learned State counsel, assisted by learned counsel for the complainant, has opposed the prayer for bail on the ground that the accused persons have caused grievous injuries to the victim, who remained admitted in hospital for a considerable long time.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the fact that the petitioner has volunteered to pay Rs.50,000/- towards the medical expenses born by the victim, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

This will, however, be subject to handing over a demand draft of Rs.50,000/- or in cash to the trial Court/Illaq Magistrate/Duty Magistrate, which will be further handed over to the victim, without prejudice to right of defence of the petitioner.

[ARVIND SINGH SANGWAN]
JUDGE

17.12.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No