

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

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**CRM-4400-2021 in
CRM-2385-2021 in
CRM-M-1720-2021
Date of Decision: 22.02.2021.**

Jai Karan @ Gollu

....Applicant/Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Parminder Singh, Advocate for applicant/petitioner.

Mr. Vikrant Pamboo, Deputy Advocate General, Haryana.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

CRM-4400-2021

This application under Section 482 Cr.P.C. is for preponing the date of hearing of the main petition, which is already fixed for 16.03.2021.

Notice of the application.

At the asking of Court, learned State counsel accepts notice of the application and stated that he has no objection if application is allowed.

In view of the grounds mentioned in the application and no objection by learned State counsel, hearing of the main petition is preponed and is taken on Board today itself.

CRM is allowed.

CRM-M-1720-2021 (O&M)

Present petition under Section 439 Cr.P.C has been moved by petitioner-**Jai Karan @ Gollu** for grant of regular bail in case FIR No.688 dated 07.11.2020 under Sections 148, 323, 324, 326 and 506 IPC read with Section 149 IPC, registered at Police Station Assandh, District Karnal.

Learned counsel for the petitioner *inter alia* contends that allegations levelled in the FIR are totally concocted, false and frivolous and there is no iota of truth therein. He further submits that allegedly grievous injury i.e. fracture of fifth metatarsal bone of right foot sustained by injured-complainant (Prince) has been attributed to the petitioner. He further urges that alleged injury is not on the vital organ of the body. He further submits that petitioner is in custody since 21.11.2020 and he is no more required by the Police for any investigation purpose. He further submits that challan has already been presented in Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he 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, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

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 petitioner is in custody since 21.11.2020; that petitioner is no more required by the Investigating Agency for investigation

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the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Jai Karan @ Gollu** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/ Chief Judicial Magistrate/Duty Magistrate, Karnal, as the case may be.

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Since the main petition itself has been taken up on Board and allowed today, the instant application stands disposed of.

**(LALIT BATRA)
JUDGE**

22.02.2021
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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No