

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-7125-2021
Decided on : 18.02.2021

Samir Khan

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. V.P.Arora, Advocate
for the petitioner.

Mr. Rajiv Goel, DAG, Haryana.

Mr. Vikas Kumar, Advocate
for the complainant.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.683 dated 26.11.2020 registered under Sections 323, 324, 34, 341, 379-B, 427, 506 IPC,1860 (Section 326 IPC added later on) at Police Station Mujesar District Faridabad.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the case in hand on account of a civil dispute between the parties and injury allegedly attributed to the petitioner is on the ear of the injured Hamid Khan. The petitioner has been in custody since 02.12.2020 and only challan has been presented as on date. Hence, prayer has been made to extend the concession of regular bail to the petitioner.

Per contra, learned State counsel while opposing the prayer of

learned counsel for the petitioner on instructions from ASI Mahesh Kumar has submitted that it was premeditated attack carried out by the petitioner and his father, who stopped the vehicle on which the injured was travelling and thereafter assaulted with him with a bottle. He has further submitted that the petitioner targeted the ear of the injured leading to it getting severed.

Heard.

In the wake of aforementioned submissions made by learned counsel, this Court is not inclined to extend the concession of regular bail to the petitioner. Accordingly, the present petition stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

18.02.2021

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