

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

**CRM-M-15167-2021 (O&M)
DECIDED ON: 17th SEPTEMBER, 2021**

NARENDER SINGH @ BHOLA

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Rahul Rathore, Advocate for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

Mr. Deepak Aggarwal, Advocate for the complainant.

AVNEESH JHINGAN, J (ORAL)

Due to COVID-19 situation, the Court is convened through
Video Conference.

CRM-28418-2021

[1] Learned counsel for the applicant seeks permission to withdraw
the present application.

[2] Dismissed as withdrawn.

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[3] This petition under Section 439 Cr.P.C is filed seeking regular
bail in FIR No. 1046, dated 28th December, 2018, under Sections 323, 506,
427, 307 read with 34 IPC (Section 379-B IPC was added later on) and
Section 25 of Arms Act, 1959, registered at Police Station Assandh, District
Karnal.

[4] It is to be noted that in this case that during the investigation Sections 307 and 379-B IPC were time and again deleted and added. The petitioner was earlier granted bail. After the grant of bail, Sections 307 and 379-B were again added, thereafter an application was moved for cancellation of bail and the bail was cancelled. Petitioner was arrested on 26th February, 2021.

[5] Learned counsel for the petitioner submits that no recovery is to be made and the investigation is complete.

[6] Though the complainant has not impleaded as party, Mr. Deepak Aggarwal, Advocate has put in appearance on behalf of the complainant and vehemently opposes the prayer for grant of regular bail. He submits that there are serious allegations for which Sections 307 and 379-B have been invoked.

[7] Learned State counsel opposes the prayer for grant of regular bail. She, on instructions submits that the investigation is complete and challan stands presented.

[8] The petitioner was granted bail in this case and there is no allegation that petitioner indulged in any criminal activity during that period. After the cancellation of bail, the petitioner was arrested and is in custody since 26th February, 2021. No recovery is to be made, the investigation of the case is complete and challan stands presented. The conclusion of trial is likely to take time. The petitioner is granted bail on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

[9] The petition is allowed.

[10] It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

17th SEPTEMBER, 2021
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>