

CRM-M-15145-2021
CRM-M-16796-2021

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

Date of decision: 13.07.22021

1. CRM-M-15145-2021

Shubham @ Vicky Khillan

...Petitioner

Versus

State of Haryana

.....Respondent

AND

2. CRM-M-16796-2021

Gurmeet Singh @ Ghelu

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Parminder Singh, Advocate,
for the petitioners in both the petitions.

Mr. Pardeep Prakash Chahar, DAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Cases are taken up for hearing through video conferencing.

Copies of status reports filed by way of affidavits of the
Deputy Superintendent of Police (HQ), Karnal, filed in the Registry, are
taken on record.

This order of mine shall dispose of CRM-M-15145-2021, filed
by petitioner-Shubham @ Vicky Khillan and CRM-M-16796-2021, filed
by petitioner-Gurmeet Singh @ Ghelu, seeking regular bail in case bearing
FIR No.351 dated 07.12.2020, registered at Police Station Ram Nagar,

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Karnal, District Karnal, under Sections 148, 149, 307, 323, 341, 379-B and 506 IPC.

Learned counsel for the petitioners contends that no injury attracting Section 307 IPC has been attributed to the petitioners, who have been languishing in jail since December, 2020. It is also contended that challan has been presented and that the conclusion of the trial would take a time. Moreover, co-accused, namely, Surjeet Singh has since been granted the benefit of regular bail by this Court, vide order dated 22.03.2021 passed in CRM-M-1739-2021. Upon this premise, learned counsel prays that the petitioners be released on bail.

Learned State counsel, while opposing the submissions made by the learned counsel for the petitioners, contends that the recovery of *danda* from petitioner-Shubham @ Vicky Khillan and an iron rod and blood-stained clothes from petitioner-Gurmeet Singh @ Ghelu, was effected. He also submits that the petitioner alongwith co-accused had inflicted injuries on the person of Akarshan Uppal and also tried to throw him in the canal. However, he does not dispute the custody period of the petitioners. It is also stated that challan has been presented, but no witness has been examined so far.

I have heard the learned counsel for the parties.

Although challan stands presented, yet no prosecution witness has been examined so far. The petitioners have been in custody since 08.12.2020. Trial of the case would take time to conclude, especially due to Covid-19. Therefore, no useful purpose would be served by keeping the

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petitioners behind the bars. Moreover, as noticed above, co-accused, namely, Surjeet Singh stands enlarged on bail by this Court.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, both the petitions are allowed and the petitioners are ordered to be released on bail on their furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

13.07.2021
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No