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

**CRM-M No.27347 of 2021(O&M)
Date of Decision: 27.07.2021**

Ashu Kumar

.....Petitioner

Vs

State of Haryana

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Naveen Kashyap, Advocate
for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.85 dated 17.04.2021 registered under Sections 323, 34, 379-B, 452, 506 IPC and Section 3(2)(va) of SC/ST Act (Sections 148, 149, 325 IPC added and Section 34 IPC deleted later on) at Police Station Nigdhu, District Karnal.

FIR was registered on the statement of complainant

Tinku. The occurrence took place on 10.04.2021. As per prosecution story, 3-4 boys duly armed with sticks and bats entered into the shop of the complainant and gave slaps and fist blows to him. They snatched Rs.2370/- and also mobile phone of the complainant. They also abused the complainant in the name of his caste.

Learned counsel for the petitioner submits that the complainant has given an affidavit to the police in the context of innocence of the petitioner. On the strength of different affidavits filed in the cases of other co-accused, they have been granted regular bail by the High Court and Court of Sessions. Co-accused Ravinder @ Binder has been granted regular bail vide order dated 07.06.2021 passed in CRM-M No.21491 of 2021. Co-accused Sonu has been granted regular bail by the Additional Sessions Judge, Karnal vide order dated 10.06.2021.

Learned State counsel, however, opposed the bail in view of gravity of offence.

The police has completed the investigation.

Keeping in view the delay of 7 days in lodging the FIR and the fact that co-accused have been granted regular bail by the High Court and Court of Sessions, I deem it appropriate to treat the case of the petitioner at par with other co-accused and

grant him regular bail.

In view of above, petition is allowed. Petitioner is ordered to be released on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

27.07.2021	(RAJ MOHAN SINGH)
Prince	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No