

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

CRM-M-24046-2020 (O&M)

Date of decision : 05.07.2021

Binder

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. K.S. Dhanora, Advocate,
for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana.

Mr. Raman Chawla, Advocate,
for the complainant.

MAHABIR SINGH SINDHU, J.

The present petition has been filed under Section 439 Cr.P.C. for grant of bail pending trial in FIR No.150 dated 14.08.2019, registered under Sections 147, 148, 149, 323, 324, 326, 341 and 506 of the Indian Penal Code, at Police Station Bass, District Hansi, Hisar.

Brief facts of the case are that on 14.08.2019, at around 12.15 a.m. (midnight), complainant-Satyawan Singh along with one Yudhveer had gone to irrigate their fields and were waiting for their turn. However, Lilu son of Mahabir refused to release the water for irrigation. Therefore, an altercation took place; the complainant was surrounded by the accused party; and the petitioner along with co-accused inflicted injuries upon the complainant. Yudhveer was standing at some distance and after hearing hue

and cry of the complainant, he ran towards him. On this, the petitioner threatened the complainant to be shot like Satpal and thereafter, all the accused ran from the spot. Hence, the present FIR.

Contentends that the petitioner was granted interim bail by this Court on 28.10.2020 and till date, he has not misused the concession of bail.

Learned State counsel does not dispute the above statement.

Learned counsel for the complainant has also not disputed this fact.

Heard both sides and perused the paper-book.

The petitioner was granted bail by this Court while passing the following order:-

“Learned State Counsel wishes to verify the status of trial.

On his request, adjourned to 18.01.2021.

Since the case is triable by the Magistrate and the petitioner is in custody since 16.09.2019, therefore, in the meanwhile, let he be released on interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds subject to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.”

Since the petitioner was granted interim bail by this Court and there is no allegation of misuse of interim protection thus, the above order is confirmed during the pendency of trial, on his furnishing fresh bail and surety bonds to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.

It is clarified that the petitioner shall regularly appear before

learned trial Court and in case, there is a violation of the bail order granted by this Court, the State would be at liberty to move before this Court for recalling the order.

The above observations may not be construed as an expression of opinion on the merits of the case.

05.07.2021
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(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No