

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

Sr. No.218

CRM-M-32614-2021

Date of decision: 23.09.2021

Jagbir @ Jagbir Singh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Sudhir Rana, Advocate
for the petitioner.

Mr. Zorawar Singh Chauhan, DAG, Haryana.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.298 dated 26.11.2020, registered under Sections 147, 149, 323, 365, 367 and 506 IPC at Police Station Bass, District Hansi.

The petitioner is being prosecuted for having kidnapped and causing grievous injuries to the complainant.

Learned counsel for the petitioner submits that the petitioner, who is a senior citizen aged 62 years, has been falsely implicated in this case since he is the father of the main accused with whom the complainant has enmity; the petitioner is not involved in any other criminal case; the petitioner has been in custody since 16.12.2020; investigation in the case is complete; no specific injury is attributed to the petitioner; no recovery is to be effected from the petitioner and that the petitioner's trial, which is yet to begin is likely to take a long time to conclude.

Learned State counsel opposes the grant of bail to the petitioner on the ground that he has kidnapped the complainant and alongwith his co-accused caused grievous injuries upon him.

The petitioner is a senior citizen aged 62 years; he is in custody since 16.12.2020; investigation in the case is complete; the main accused in this case-Sandeep is still behind bars; there is no other criminal case pending against the petitioner and that the petitioner's trial, which is yet to begin is likely to take a long time to conclude.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Hansi, the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

September 23, 2021
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No