

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

**CRM-M-33832-2021 (O&M)
Date of decision: 27.10.2021**

Hakmuddin

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vikram Singh, Advocate for the petitioner.

Mr. Surender Singh, AAG Haryana.

Mr. Tanmoy Gupta, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 148 dated 31.05.2020, registered under Sections 148, 149, 307, 201, 323, 325, 341, 342, 506, 364 and 379-B of the IPC, at Police Station Hathin, District Palwal.

Learned counsel for the petitioner submits that out of total 13 accused, 04 were found innocent during investigation and 04 have already been granted bail. The petitioner has falsely been implicated in the present case. The alleged injuries attributed to the petitioner are the rod blows on the head and right leg of the injured, but in the FIR no specific injury has been attributed to him. After completion of the investigation, the challan stands

presented. The injured has been discharged from the hospital. The petitioner has been in custody since 30.09.2020.

Learned State counsel, while vehemently opposing the prayer, submits that Samim-son of the complainant, has received 14 injuries and the prosecution witnesses are yet to be examined. The injuries on the head and right leg have been attributed to the petitioner. However, he does not dispute the custody period of the petitioner.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 30.09.2020. Out of total 13 accused, 04 have been found innocent by the police and 04 have already been granted bail. The prosecution witnesses are yet to be examined. The trial would take time to conclude, therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

27.10.2021
Mangal Singh

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No