

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

215a

CRM-M-33777-2021

Date of decision : 16.09.2021.

Karambir and others

... Petitioners

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. P.B.S. Goraya, Advocate for the petitioners.

Mr. Kirpal Singh Thakur, AAG, Haryana.

Mr. Munish Mittal, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking regular bail in FIR No.306 dated 27.05.2021, under Sections 148, 149, 295-A, 323, 427, 447, 511 IPC and Section 3 (2) (VA) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015), registered at Police Station Indiri, District Karnal.

Learned counsel for the petitioners contends it is alleged that the petitioners along with co-accused had tried to take the forcible possession of the plot, destroyed the boundary wall and removed a flag. He further contends that it is a case of version and cross-version and only simple injuries were caused on both the sides. There is no allegation in the FIR which would constitute a prima facie case under the SC/ST Act. He also contends that the petitioners are in custody for over three months.

Learned State counsel, upon instructions from ASI Dharamveer, states that although challan has been filed but no prosecution witness has been examined so far.

Heard.

In view of the above especially when the petitioner is in custody for over three months, it is a case of version and cross-version, both the sides have received injuries, the Covid-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioners.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioners are ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

September 16, 2021
sonia gugnani

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