

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-35584-2021 (O & M)
Date of Decision: September 21, 2021

HARMESH

....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Ajay Ghangas, Advocate for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Vipul Sharma, Advocate for
Mr. Kunal Dawar, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.287 dated 09.11.2020, under Sections 148, 149, 323, 447, 452, 506 and Section 307 IPC (Section 307 IPC was added later on), registered at Police Station Chhainsa, Faridabad.

Learned counsel for the petitioner contends that allegations against the petitioner are that he along with co-accused tried to strangle the injured Sumera Singh. He also contends that the injured has fully recovered from the injury. He further contends that earlier the injury was found to be simple in nature and only later offence under Section 307 IPC was added. The petitioner was involved in other cases primarily under Section 323 IPC but he has been acquitted in two of them but only a case under Section 323 IPC is pending adjudication. The petitioner is 56 year of age and is in custody for over 08

months.

Learned State counsel upon instructions from ASI Naresh Kumar states that the challan has been filed but charges are yet to be framed.

Learned counsel for the complainant states that in view of the serious allegations against the petitioner, he is not entitled to the concession of regular bail.

Heard.

In view of the above, especially when the petitioner, who is 56 year of age, is in custody for over 08 months, 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 petitioner.

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

At the time of release of the petitioner, the SHO, Police Station Chhainsa shall be informed and the petitioner shall furnish his mobile number to him and keep the location of his phone on. He shall appear before the Police Station Chhainsa, Faridabad on every alternate Monday till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

September 21, 2021
A.Kaundal

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