

219 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.39383 of 2020
Date of Decision:24.03.2021

BALRAM @ BALLU

...Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Deepender Singh, Advocate
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

Mr. Saksham Arora, Advocate
for respondents No.2 and 3.

HARNARESH SINGH GILL, J. (ORAL)

Petitioner has filed this petition under Section 439 of Cr.P.C.
for grant of regular bail in case FIR No.396 dated 08.08.2020 registered
under Sections 147, 149, 307 IPC and Section 25 of Arms Act, 1959 at
Police Station City Palwal, District Palwal.

Learned counsel for the petitioner states that the petitioner has
been in custody since 13.08.2020; there is no specific injury attributed to
him and only two injuries have been attributed to 18 persons. He further
states that now the parties have entered into a compromise and in this
regard, he has also placed on record affidavits dated 12.11.2020 (Annexures
P-3 and P-4) duly executed by Manish s/o Bhudutt and Rohit @ Kallu s/o
Late. Bachu Singh, respectively deposing therein that petitioner- Balram @

Ballu had not fired on them and he is innocent.

Learned State counsel assisted by the counsel for respondents No.2 and 3 has not disputed the factum of compromise and the custody period of the petitioner and further states that recovery has been effected from the petitioner and that there are six more cases pending/registered against him. He, however, states that out of 17 prosecution witnesses, none has been examined so far.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 13.08.2020; two injuries have been attributed to 18 persons and no specific role has been attributed to the petitioner. Still further, the trial will take time to conclude and no useful purpose would be served by detaining 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 to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

March 24, 2021

Jyoti-IT Whether speaking/reasoned Yes/No Whether Reportable Yes/No