

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6615-2022 (O&M)
Date of decision: 29.03.2022

Kuldeep

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Arjun Sheoran, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.84 dated 04.04.2021 under Sections 323, 324, 34, 436, 452 IPC, registered at Police Station Hansi Sadar, District Hansi.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Narshi, he was sleeping at his meat shop and in the meantime, co-accused Gaurav came and picked up meat cutting knife and tried to hit him on the neck and the complainant tried to save him. The blow hit on his left hand. It is further stated that co-accused Gaurav was accompanied with one Bunty and two other boys, who were not known to the complainant.

Thereafter, they started demolishing roof his shop. In the meantime, his brother-in-law came at the spot and saved him and took him to the hospital. It is further submitted that during the investigation, both the injuries were found to be simple in nature.

Learned counsel further submits that co-accused Gaurav has already been granted the concession of default bail by the trial Court vide order dated 07.10.2021 and even another co-accused Bunty has also been granted the concession of regular bail by the trial Court vide order dated 24.12.2021. It is also submitted that the petitioner was nominated in the FIR on the basis of disclosure statement of co-accused Bunty. It is further submitted that investigation is complete; challan stands presented and it will take some time in conclusion of the trial.

Learned State counsel, on the basis of status report by way of affidavit of Deputy Superintendent of Police, Hansi as well as custody certificate dated 28.03.2022, filed in the Court today, has not disputed the fact that the petitioner was nominated in the disclosure statement of co-accused Bunty, who was arrested on 05.04.2021. It is also not disputed that co-accused Bunty and Gaurav are on bail.

As per the custody certificate, the petitioner is in custody for the last 05 months and 12 days.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the

satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

29.03.2022
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No