

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

(THROUGH VIDEO CONFERENCING)

CRM-M-9501-2022

Date of Decision: 10.3.2022

Shera alias Harjot Singh

....Petitioner

VERSUS

State of Haryana and another

....Respondents

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

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

Mr. Naveen Kumar Sheoran, DAG, Haryana.

Ms. Kamlesh, Advocate, for respondent No.2.

KARAMJIT SINGH, J.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.367 dated 5.12.2021 registered for the offences punishable under Sections 323, 379-A, 427, 452/34, 506 IPC at Police Station Ram Nagar, District Karnal.

Counsel for the petitioner submitted that in the present case, FIR was lodged after delay of 27 days. It is further contended that the petitioner was arrested on 6.12.2021 and the investigation has been completed and now the petitioner is lodged in judicial custody. It is further submitted that it will take considerable long time for conclusion of the trial which is yet to begin. Counsel for the petitioner further submitted that the parties have effected compromise and as such, prayer is made for grant of regular bail to the petitioner.

who submitted that as per allegations appearing in the FIR, the petitioner along with his companions trespassed into the house of respondent No.2- Ajay Rana and they caused damage to Swift Dzire car which was parked there and further damaged the air conditioner installed in the house of respondent No.2; that there are also allegations that the petitioner also snatched Aadhar card and cash worth ₹ 1500/- from respondent No.2.

Counsel appearing for respondent No.2 admitted the fact of compromise which has been effected between the petitioner and respondent No.2 and he pleaded no objection if the present petition is allowed.

I have considered the submissions made by the counsel for the parties.

Recoveries have already been effected in the present case. Further, on completion of investigation, challan has been presented against the petitioner and other accused persons. The petitioner who was arrested on 6.12.2021, is presently lodged in judicial custody. Besides this, it appears that respondent No.2 has entered into a compromise with the petitioner.

It will take time for conclusion of trial. Thus, no useful purpose is going to be served by keeping the petitioner in custody for any further period.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

March 10, 2022

Paritosh Kumar

**(KARAMJIT SINGH)
JUDGE**