

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11341-2021
Date of decision: 09.03.2022

Sandeep
...Petitioner

Versus

State of Haryana
...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Ashish Gupta, Advocate
for the petitioner.

Mr. Rajat Gautam, DAG, Haryana.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
893	06.09.2017	Karnal Sadar, District Karnal	148, 149, 302, 323, 452 IPC & Section 325 IPC (added later on)

1. The petitioner, incarcerated upon his arrest in the FIR captioned above, came up before this Court under Section 439 of Code of Criminal Procedure, 1973 (CrPC) seeking bail.
2. In paragraph 18 of the petition, it is declared that the accused has no criminal history.
3. Ld. Counsel for the petitioner contends that the pre-trial incarceration would cause an irreversible injustice to the petitioner and family.
4. The contention on behalf of the State is that the trial is at the fag end and most of the witnesses stand examined and as such, any order at this stage may hamper the outcome of the trial.

REASONING:

5. Petitioner was explicitly named in FIR. He has been arraigned as an accused for assaulting in furtherance of common object. Moreover, although the most of witnesses stand examined but the petitioner has not placed on record copies of their testimonies.

In the entirety of facts and circumstances peculiar to this case, the petitioner fails to make out a case for bail at this stage.

6. Without commenting on the case's merits, in the facts and circumstances peculiar to this case, and for the reasons mentioned above, the petitioner fails to make a case for bail at this stage.

7. Any observation made hereinabove is neither an expression of opinion on the merits of the case nor shall the trial Court advert to these comments.

Petition dismissed in aforesaid terms. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

March 09, 2022
AK

Whether speaking/reasoned:	Yes
Whether reportable:	No.