

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-13380-2022

Date of Decision: 6th April, 2022

Sanjeev

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Bhavdeep Singh Mamli, Advocate for the petitioner.
Ms. Geeta Sharma, DAG, Haryana.

AVNEESH JHINGAN, J (Oral):

1. This petition under Section 439 of the Code of Criminal Procedure is filed seeking regular bail in FIR No.207 dated 28.05.2021 under Sections 148, 149, 307, 323, 324, 379-B, 452 and 506 IPC (Section 325 and 326 of IPC added later on), registered at Police Station Kurukshetra University, District Kurukshetra.

2. As per the allegations of Roshan Lal, on 27.05.2021 the complainant had closed the liquor vend. The petitioner along with co-accused demanded liquor which was refused but later on a bottle of country made liquor was given. On 28.05.2021, petitioner along with other co-accused came in a black car armed with Gandasi and sticks. They inflicted injuries to complainant. It was alleged that they took away Rs. 9500/- from the bag kept in his room.

3. Learned counsel for the petitioner submits that no specific injury is attributed to the petitioner. No injury to the complainant-party has been declared dangerous to life. Petitioner is in custody since 9.6.2021,

investigation is complete. The wooden stick was recovered from the petitioner, no further recovery is to be made. Co-accused was granted bail.

4. Learned State counsel opposes the prayer and submits that Section 307 IPC was invoked on the basis of intention of the accused. She fairly submits that petitioner is not involved in any other case.

5. Petitioner is in custody since June, 2021. The alleged weapon used was recovered. Petitioner has no criminal antecedents. Investigation is complete, conclusion of trial is likely to take time. The petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

6. The petition is allowed.

7. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

[AVNEESH JHINGAN]
JUDGE

6th April, 2022
Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No