

**CRM-M-23879-2021**

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

**CRM-M-23879-2021**

**Date of decision: 26.07.2022**

Sagar

...Petitioner

Versus

State of Haryana and another

.....Respondents

**CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present:- Mr. Suneel Ranga, Advocate,  
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Mr. Sukhdeep Singh, Advocate,  
for respondent No.2.

**HARNARESH SINGH GILL, J. (ORAL)**

Through this petition, the petitioner seeks regular bail in case bearing FIR No.488 dated 19.09.2020, registered at Police Station Quilla, District Panipat, under Sections 148, 149, 323, 307, 427, 452 and 506 IPC and Sections 325, 326 and 120-B IPC (added later on).

Additional status report dated 07.07.2022, by way of affidavit of the Additional Superintendent of Police, Panipat, filed in the Registry, is taken on record.

Learned counsel for the petitioner contends that the petitioner was not named in the FIR; that in the present case, the petitioner has been involved on the basis of CCTV footage, showing that he had worn a red T-shirt and was holding a *gandasi* in his hand; that as per the opinion of the

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doctor, injury on the person of Upkar Singh, father of the complainant, has been declared grievous in nature; that the petitioner has been in custody since 09.02.2021, and that no prosecution witness has been examined so far. So far as other cases registered or pending against the petitioner, are concerned, he has since been released on bail therein.

On the other hand, learned State counsel, assisted by the learned counsel for respondent No.2, while opposing the grant of bail to the petitioner, submits that on the basis of CCTV footage, a specific injury has been attributed to the petitioner, and that as per the MLR dated 19.09.2020, there was a lacerated wound over the left arm of Upkar Singh and his ulna bone was exposed. However, the custody period of the petitioner has not been disputed.

I have heard the learned counsel for the parties.

The petitioner was not named in the FIR and rather has been indicted on the basis of CCTV footage. Though the injury attributed to the petitioner is grievous in nature, but the fact remains that he has been in custody since 09.02.2021. Six co-accused have already been granted the concession of regular bail. The challan stands presented. The prosecution witnesses are yet to be examined. Trial is unlikely to conclude any time soon. So far as other cases registered or pending against the petitioner, are concerned, he has since been released on bail therein. Therefore, no useful purpose would be served by keeping 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 present petition is allowed and the petitioner is ordered to be released on bail on his

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furnishing bail and surety bonds to the satisfaction of the learned trial  
Court/Duty Magistrate.

**26.07.2022**

parveen kumar

**(HARNARESH SINGH GILL)**  
**JUDGE**

Whether reasoned/speaking?  
Whether reportable?

Yes/No  
Yes/No