

In the High Court of Punjab and Haryana at Chandigarh

CRM-M No. 23323 of 2021 (O&M)
Date of Decision: 27.1.2022

Gorav

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. S.S.Dinarpur, Advocate
for the petitioner.

Mr. Pardeep Prakash Chahar, DAG, Haryana.

SURESHWAR THAKUR, J. (ORAL)

(Through video conferencing)

CRM-2505-2022

The application is allowed as prayed for. Annexures P-11, and, P-2, are taken on record.

CRM-M-23323-2021

1. FIR bearing No. 94 of 7.5.2021, constituting therein offences embodied under Sections 323, 324, 325, 506, 307 IPC, is registered against the petitioner-bail applicant at Police Station Buria, District Yamuna Nagar.
2. Learned State counsel, on instructions meted to him by ASI Anil Kumar, submits that, all the relevant recoveries have been effectuated, at the instance of the petitioner, to the investigating officer concerned. He further submits that the trial has commenced, and, out of 14 prosecution witnesses, 02 have been examined. The learned State counsel, on instructions meted to him, further states that the victim has fully recuperated

from the injuries, inflicted on his person, by the bail applicant-petitioner, through his allegedly using the recovered weapon of offence.

3. Consequently, when all the relevant recoveries, including the weapon of offence, have been effected, at the instance of the petitioner, to the investigating officer concerned, and, also when the victim has fully recuperated. Moreover, also when the bail applicant-petitioner is suffering judicial custody for the last eight months. Therefore, it is not deemed fit, and, appropriate to prolong the judicial incarceration of the petitioner-bail applicant.

4. Consequently, the instant petition is allowed, and, the petitioner-bail applicant is ordered to be released from judicial custody. However, the granting of bail to the bail applicant-petitioner, is subject to his furnishing personal and surety bonds in the sum of ₹50,000/- each, before the learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned, and, also subject to his not tampering with prosecution evidence, and, his not influencing prosecution witnesses, and, besides also his appearing before the trial Court concerned, as and when directed to make his personal appearance. The petitioner shall also deposit his passport, if any, with the learned trial Court concerned.

5. Copy dasti.

(SURESHWAR THAKUR)
JUDGE

January 27, 2022
Gurpreet

Whether speaking/reasoned : Yes
Whether reportable : Yes/No