

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-24120-2022

Date of Decision: 21.7.2022

Sukhwinder Singh @ Chintu

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Sandeep Singh Jattan, Advocate for
Mr. Vivek Goyal, Advocate,
for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, Haryana

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.20 dated 13.1.2022 registered for the offences punishable under Sections 332, 353, 427, 307, 506, 109, 34 IPC at Police Station Krishna Gate, Thanesar, District Kurukshetra.

Reply filed by way of affidavit of Subhash Chander, DSP, HQ, Kurukshetra on behalf of respondent-State is ordered to taken on record.

Counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and is in custody for the last about 5 months. He further submits that no one sustained injury at the time of the alleged occurrence and that the petitioner is entitled to the grant of regular bail.

Present petition has been opposed by the State counsel who submits that the petitioner while driving his Bolero jeep rammed the same

against the official vehicle of the police with an intention to cause harm to the police officials. However, State counsel admitted the fact that the police officials sustained superficial injuries at the time of the occurrence and that the petitioner is in custody for the last more than 4 months.

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

As per allegations recorded in the FIR, the petitioner while driving his Bolero jeep No.HR97-0637 hit the same against the official vehicle of the police department. Admittedly, no one was seriously injured at the time of the said occurrence. After completion of investigation, the police has presented the challan but it will take time for the trial to conclude. As per custody certificate, the petitioner is in custody for the last about 5 months and has been granted bail in one another criminal case being faced by him.

In view of the above, this Court is of the view that 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.

(KARAMJIT SINGH)
JUDGE

July 21, 2022

Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No