

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-31571-2021 (O&M)
Date of decision: 22.03.2022

Karan @ Gullu

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Shailender Kashyap, Advocate for
Mr. Parshant Sethi, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.193 dated 24.05.2017 under Sections 323, 341, 34 IPC and Section 307 IPC (added later on), registered at Police Station Ballabhgarh Sadar, District Faridabad.

Learned counsel for the petitioner submits that the FIR was registered on the complaint given by Kapoor Chaudhary with the allegations that the petitioner and four other persons have caused injuries to him with dummies on account of some previous altercation. It is further submitted that the petitioner was declared proclaimed offender and was arrested on 23.03.2021 and since then, he is in custody. It is also submitted that out of total four accused, co-accused Arun was found innocent during the investigation, co-

accused Rinku was acquitted and co-accused Nakul was convicted for one year under Sections 307 & 341 IPC read with Section 34 IPC vide judgment of conviction dated 15.10.2019 and the order of sentence dated 19.10.2019.

Learned counsel has argued that statement of injured witness has already been recorded and was declared hostile, as he has not identified the petitioner, therefore, considering long custody of the petitioner, he may be granted the concession of regular bail.

Learned State counsel has filed the custody certificate dated 21.03.2022 in the Court today and has not disputed the factual position. As per the custody certificate, the petitioner is in custody for the last 01 year.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

[ARVIND SINGH SANGWAN]
JUDGE

22.03.2022
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No