

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32638-2022
Reserved on: 13.09.2022
Pronounced on: 16.09.2022

Rakesh @ Bhunda ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Manoj Tanwar, Advocate for the petitioner.

Mr. Rajat Gautam, DAG, Haryana.

Mr. Rajesh Lamba, Advocate,
for the complainant.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
03	02.01.2022	Sampla, District Rohtak, Haryana	148, 149, 323, 325, 307, 506 IPC

1. The petitioner, incarcerated upon his arrest in the FIR captioned above, came up before this Court under Section 439 of Code of Criminal Procedure, 1973 (Cr.P.C.) seeking bail.
2. In paragraph 7 of the bail petition, the accused declares that he has no criminal antecedents.
3. The petitioner and his accomplices inflicted knife blows on the victim's head, legs and also brutally assaulted him.
4. Ld. Counsel for the petitioner contends that the pre-trial incarceration would cause an irreversible injustice to the petitioner and family.
5. Ld. counsel representing the State opposes bail. The contention of behalf of the complainant is that if released on bail, the petitioner will make life of the victim miserable.

REASONING:

6. The petitioner inflicted a knife blow on the victim's head and he remained

hospitalized for 16 days and it was only the skill of the doctors and the medical facilities which saved his life. An analysis of the allegations and evidence collected does not warrant the grant of bail to the petitioner. In the facts and circumstances peculiar to this case, and for the reasons mentioned above, the petitioner fails to make a case for bail.

7. Any observation made hereinabove is neither an expression of opinion on the merits of the case nor shall the trial Court advert to these comments.

Petition dismissed. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

16.09.2022
Jyoti-II

Whether speaking/reasoned:	Yes
Whether reportable:	No.