

207.

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

**CRM-M-42306-2021**

Date of Decision: 24.02.2022

DEEPAK @ TOTLA

.... Petitioner

Versus

STATE OF HARYANA

.... Respondent

**CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. Arun K. Gupta, Advocate,  
for the petitioner.

Mr. Vishal Malik, DAG, Haryana.

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**JAISHREE THAKUR.J (Oral)**

This is a petition that has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.178, dated 06.05.2021, registered under Sections 148, 149, 188, 269, 270, 302, 506, 201, 120-B of IPC; Section 51-B of the Disaster Management Act and Section 25 of the Arms Act, at Police Station Sector 5, Panchkula.

Counsel appearing on behalf of the petitioner would contend that the petitioner has been falsely implicated in the present FIR as no role has been attributed to him. It is submitted that the FIR came to be registered at the behest of the complainant who is the wife of the deceased in which she had named several persons who attacked upon her husband, one of them is Amit who had inflicted knife blow injury on the stomach of the deceased. It is further submitted that the matter stands investigated and the challan

presented and, therefore, custodial interrogation of the petitioner would not be required. Petitioner is in custody since 13.05.2021.

On the other hand, learned State counsel opposes the grant of regular bail by contending that the petitioner herein was very much part of the group of persons, who were present at the spot when the deceased was inflicted with a knife injury.

I have heard learned counsel for the parties and keeping in view the fact that petitioner is in custody since 13.05.2021, matter stands investigated and challan stands presented, the trial in the case will take some time to conclude, no useful purpose would be served in keeping the petitioner behind the bars any longer.

Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, any observation made herein shall not be construed to be an expression of opinion on merits of the case.

**(JAISHREE THAKUR)**  
**JUDGE**

**24.02.2022**

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| Whether speaking/reasoned: | Yes/No |
| Whether Reportable:        | Yes/No |