

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38432-2022
Date of Decision: 01.09.2022

Harish Kumar @ Harish Chander @ Sonu

....Petitioner(s)

Versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Inderjit Sharma, Advocate, for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab.

Mr. Vipin Mahajan, Advocate, for the complainant.

JASGURPREET SINGH PURI, J. (Oral)

The present is a second petition filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No. 0032 dated 04.03.2022, under Sections 452,323,295,427,148, 149 IPC (Sections 307 and 325 IPC added later on), registered at Police Station Dinanagar, District Gurdaspur.

The learned counsel for the petitioner has submitted that the petitioner had earlier also filed a petition for grant of regular bail and the same has been withdrawn on 15.07.2022 vide Annexure P-14. The aforesaid order Annexure P-14 is reproduced as under:-

“The learned State counsel on instructions from ASI Rupinder Singh has stated that in the present case even the charges have not been framed as yet.

The learned counsel for the petitioner has stated that in view of the aforesaid position, he may be permitted to withdraw the present petition at this stage.

Dismissed as withdrawn at this stage.”

The learned State counsel has submitted that even till date the charges have not been framed although the challan has been presented.

I have heard the learned counsel for the parties.

The petitioner had earlier filed a petition for grant of regular bail which was dismissed as withdrawn on 15.07.2022 and the present petition has been filed on 24.08.2022 and there is no change of circumstance since the charges have not been framed and the present petition has been filed only after a period of about more than 1 month.

Consequently, the present petition is hereby dismissed.

01.09.2022

rakesh

**(JASGURPREET SINGH PURI)
JUDGE**

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