

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

**CRM-M-43275-2022 (O&M)**

**Date of decision: 23.09.2022**

Ankit

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present:- Mr. Tribhawan Singla, Advocate for the petitioner.

Mr. Pawan Kumar Jhanda, AAG Haryana.

\*\*\*\*

**HARNARESH SINGH GILL, J. (ORAL)**

Through this petition, the petitioner seeks regular bail in case FIR No.123 dated 21.04.2022, registered at Police Station Bhuna, District Fatehabad, under Sections 148, 149, 323 and 379-B IPC and Section 25 of the Arms Act, 1959.

Learned counsel for the petitioner submits that the petitioner was not named in the FIR and rather has been indicted and arrested on the disclosure statement of co-accused; that recovery of a country-made pistol and a motor-cycle had been effected from co-accused, namely, Raj Kumar @ Saurav and Rahul, respectively; that the petitioner has been in custody since 25.04.2022 and the alleged baton used by the petitioner stands recovered; that motor cycle of the co-accused also damaged in the occurrence; that similarly situated co-accused Pawan Kumar has already been granted regular bail by this Court vide order dated 16.08.2022 and that in the present case, the matter has been compromised with some of the accused.

On the other hand, learned State counsel, while opposing the grant of bail to the petitioner, submits that the petitioner alongwith the co-accused had caused injuries to the complainant and his friends and also snatched their motor-cycle parked outside the shop, and that recovery of a baton had been effected from the petitioner.

I have heard the learned counsel for the parties.

The petitioner was not named in the FIR and rather has been indicted and arrested on the disclosure statement of co-accused.

The challan stands presented. However, the charges are yet to be framed. The petitioner has been in custody since 25.04.2022. The matter stands compromised between the complainant/injured and some of the accused. Similarly situated co-accused has been granted regular bail. The trial is unlikely to conclude any time soon. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

**(HARNARESH SINGH GILL)**  
**JUDGE**

**23.09.2022**  
*Mangal Singh*

|                            |        |
|----------------------------|--------|
| Whether reasoned/speaking? | Yes/No |
| Whether reportable?        | Yes/No |