

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

**CRM-M No. 51020 of 2021 (O&M)  
Date of Decision: 25.01.2022**

Sahil

..... Petitioner

**Versus**

State of Haryana

..... Respondent

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR**

Present: Mr. Amit Kumar Goyal, Advocate,  
for the petitioner.

Mr. Tanuj Sharma, Assistant Advocate General, Haryana

(Through Video Conferencing)

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**SURESHWAR THAKUR, J. (ORAL)**

1. The petitioner, by filing the present petition under Section 439 Cr.P.C., seeks grant of regular bail in case FIR No. 0217 of 26.08.2021, which was registered against him, at Police Station Bahu Akbarpur, District Rohtak, constituting therein offences under Sections 148, 149, 323, 324, 506 of the IPC, and, later on added under Sections 307, 326, 452, 120-B of the IPC, and, under Section 25 of the Arms Act, 1959.

2. The bail applicant-petitioner is stated to be suffering judicial incarceration since 27.08.2021.

3. The learned State Counsel, on instructions, meted to him, by ASI Rakesh, Investigating Officer (IO), submits that the recovery of weapon of offence, i.e. knife, has been effected at the instance of the bail applicant / petitioner, and, that the challan has also been filed, and, that no further cooperation of the bail applicant / petitioner, is required, in the relevant investigations. He also, on instructions, meted to him, by the IO concerned, submits that the injured / victim - complainant, stands discharged, from the

hospital concerned, and also that, he has fully recuperated from the injuries,

as suffered upon his person, in sequel, to him becoming assaulted by the bail applicant. The learned State Counsel also, on instructions, submits that no other criminal case is pending against the present bail applicant / petitioner.

4. Bearing in mind the afore, and, also bearing in mind the fact that the bail applicant is suffering judicial incarceration for almost five months. Therefore, it is not deemed fit to order for any prolongation of the judicial incarceration of the petitioner. Contrarily, it is deemed appropriate to admit to bail, the bail petitioner.

5. Therefore, the instant petition is allowed, and, the petitioner-bail applicant is ordered to be released from judicial custody. However, the granting of bail to the bail applicant-petitioner, is subject to his furnishing personal and surety bonds in the sum of ₹50,000/- each, before the learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned, and, also subject to his not tampering with prosecution evidence, and, his not influencing prosecution witnesses, and, besides also his appearing before the trial Court concerned, as and when directed to make his personal appearance.

6. However, in case the bail applicant-petitioner, abuses the facility of bail, granted to him by this Court, thereupon the investigating officer concerned shall make a motion before this Court, for cancelling the facility of bail, as is granted to the petitioner, through the order made today by this Court.

**January 25, 2022**  
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**( SURESHWAR THAKUR )**  
**JUDGE**

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|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |