

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

223

CRM-M-46814-2022 (O&M)

Date of Decision: 15.12.2022

Rinku @ Bittu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Anuj Balian, Advocate, for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of regular bail in respect of a case registered against him vide FIR No.697 dated 21.07.2022 at Police Station HTM Hisar, Hisar, under Sections 323/324/326/341/506 read with Section 34 IPC and Section 25(i) B, 54 & 59 of the Arms Act.
2. The FIR was lodged at the instance of Ajay, wherein it has been alleged that the petitioner alongwith two other accused had inflicted injuries to him (Ajay) with the help of sticks and spear. It is the case of the prosecution that the injured was found to have sustained as many as 8 injuries including 7 incised wounds on his arms and legs.
3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that in any case the only allegation against the petitioner is that he had inflicted a blow to the injured-complainant on his hand with a stick.

4. Opposing the petition, learned State counsel has submitted that since the petitioner was accompanying two other co-accused and all of them together inflicted several injuries including incised wounds, he cannot escape from his liability. Learned State counsel has, however, informed that the petitioner as on date has been behind bars since the last more than 4 months and that he is not involved in any other case.
5. This Court has considered rival submissions.
6. Having regard to the facts and circumstances of the case and the role attributed to the petitioner and also his custody and the fact that the petitioner has a clean record, further detention of the petitioner will not serve any useful purpose as the conclusion of trial will take some time. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

15.12.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**