

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

CRM-M-52769-2021 (O & M)

Date of decision: 25.05.2022

Arun

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vikas Gulia, Advocate,
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

CRM-6813-2022

Since the main petition is fixed for hearing today, itself, the present application has become infructuous.

Dismissed as having become infructuous.

CRM-M-52769-2021

Through this petition, the petitioner seeks regular bail in case bearing FIR No.125 dated 21.04.2021, registered at Police Station Gannaur, District Sonipat, under Sections 148, 149, 323, 324, 341, and 506 IPC (Sections 307, 326 and 34 IPC added later on and Sections 148 and 149 IPC deleted later on).

Status report dated 16.05.2022, by way of affidavit of the Deputy Superintendent of Police, Sonipat, filed in the Registry, is taken on record.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in the present case; that though injury allegedly attributed to the petitioner on the head of the complainant, has been declared dangerous to life, but the fact remains

that the petitioner has been in custody since 24.06.2021 and the prosecution witnesses are yet to be examined; that initially, the FIR was registered against four persons, but during investigation, two persons have been declared innocent and challan against the petitioner and co-accused Deepak has been presented, and that co-accused Deepak has since been granted the concession of regular bail by the trial Court, vide order dated 29.10.2021. So far as other case registered against the petitioner, are concerned, he has been released on bail therein.

Learned State counsel, while opposing the grant of bail to the petitioner, submits that the petitioner had caused an injury on the head of the complainant, which has been declared dangerous to life. He also submits that out of 18 witnesses, 01 witness has been examined so far.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 24.06.2021. Out of 18 prosecution witnesses, 17 witnesses are yet to be examined. As stated above, the co-accused has since been released on regular bail by the trial Court. 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.

25.05.2022

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No