

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-53011-2021 (O&M)
Date of decision: 17.05.2022

Varun Bakshi @ Mannu

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Rohit Choudhary, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.191 dated 07.07.2021 under Sections 307, 332, 353, 427, 34 IPC and Section 61/1/14 of Punjab Excise Act, registered at Police Station Bilaspur, District Yamuna Nagar.

Learned counsel for the petitioner relies upon the order dated 26.11.2021 passed in CRM-M-49574-2021, vide which co-accused of the petitioner, namely Baljinder Singh was granted the concession of interim anticipatory bail, noticing the fact that no offence under Section 307 IPC is made out, as only minor injuries were sustained by the complainant. Learned

counsel submits that another co-accused Rohit Kumar was also granted the concession of interim bail vide order dated 08.11.2021 passed in CRM-M-34299-2021.

Learned counsel has relied upon medical record of the petitioner, to argue that the petitioner is unable to drive the vehicle, though allegations in the FIR are that he was driving the car. It is submitted that in fact, the petitioner is not holding driving licence and his lower portion is suffering from such disability that he cannot drive the car. It is also submitted that the petitioner is in custody for the last 10 months and 09 days and is not involved in any other case.

Learned State counsel, on the basis of custody certificate filed in the Court today, could not dispute the factual position.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

[ARVIND SINGH SANGWAN]
JUDGE

17.05.2022
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No