

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

208

CRM-M-183-2022 (O&M)
Date of Decision : 11.03.2022

SUKHDEV SINGH @ SUKHA

...Petitioner

versus

STATE OF HARYANA

...Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Saurabh Sharma, Advocate
for the applicant-petitioner.

Ms. Geeta Sharma, Deputy Advocate General, Haryana.

AVNEESH JHINGAN, J. (ORAL)

Due to COVID-19 situation, the Court is convened through
video conference.

CRM-6668 of 2022

This application is for grant of interim bail for a period of one
week.

Learned counsel for the applicant wants to withdraw this
application.

Dismissed as withdrawn.

CRM-M-183-2022

This petition under Section 439 of the Code of Criminal
Procedure is filed seeking regular bail in FIR No.207 dated 28.05.2021
under Sections 148, 149, 307, 323, 324, 379-B, 452 and 506 IPC (Section
325 and 326 of IPC added later on), registered at Police Station Kurukshetra
University, District Kurukshetra.

As per the allegations of Roshan Lal, on 27.05.2021 the
complainant had closed the liquor vend. The petitioner-Sukhdev Singh @
Sukha along with co-accused demanded liquor which was refused but later
on a bottle of country made liquor was given. On 28.05.2021, petitioner,

Manish Kumar @ Mattu, Babu Ram, Ravi and Narinder Kumar @ Kaka came in a black car armed with *Gandasi* and *sticks*. They inflicted injuries to Babu Rao-complainant. It was alleged that they took away Rs. 9500- from the bag kept in his room.

Learned counsel for the petitioner submits that no specific injury is attributed to the petitioner. No injury to the complainant-party has been declared dangerous to life. Petitioner is in custody since 17.06.2021, investigation is complete. The *Gandasi* and *car* was recovered from the petitioner, no further recovery is to be made.

Learned State counsel opposes the prayer and submits that the finger of the injured was fractured. She further submits Section 307 IPC was invoked on the basis of intention of the accused. She fairly submits that petitioner is not involved in any other case.

Petitioner is in custody since June 2021. The alleged weapon used and car stand recovered. No money was recovered. Petitioner has no criminal antecedents. Investigation is complete, conclusion of trial is likely to take time. The petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

11th March 2022
rimpal

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : Yes