

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

CRM-M-53268-2022

DECIDED ON: 22nd NOVEMBER, 2022

RAJESH

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Mohan Singh Rana, Advocate
for the petitioner.

Mr. P.K. Aggarwal, DAG, Haryana.

SANDEEP MOUDGIL, J (ORAL)

The instant petition has been filed under Section 439 Cr.P.C seeking regular bail in FIR No. 219, dated 03.11.2017, under Sections 147, 149, 323, 325, 341, 452, 506 and 216 IPC and Sections 3/33/89 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station Sector 53, Gurugram.

Learned counsel for the petitioner contends that though the petitioner is named in the present case but no specific injury has been attributed to him. It is asserted that in fact from the perusal of FIR, allegation of SC & ST Act has not been made out against the petitioner as he also belongs to the same caste and community.

On the other hand, learned State counsel submits that the petitioner was granted regular bail by the trial Court vide order dated 25.01.2018 (Annexure P-5). It is asserted that due to non-appearance on 19.07.2018, the bail granted to the petitioner was cancelled and thereafter,

he was declared proclaimed person vide order dated 15.01.2019. His

assertion is that now the petitioner has been arrested and produced before the Court on 27.05.2022

Considering the facts that the investigation in the present case is complete; no recovery is to be made; challan stands presented; he was already on regular bail and conclusion of the trial is likely to take time; petitioner is granted regular bail on his furnishing bail/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

22nd NOVEMBER, 2022
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(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No