

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

CRM-M-4013-2023

Date of Decision: January 31, 2023

Dinesh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sushil Sheoran, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of this petition under Section 439 Cr.P.C., petitioner seeks regular bail in case FIR No.156, dated 18.09.2021, registered at Police Station Bond Kalan, District Charkhi Dadri, under Sections 148, 149, 323 and 506 IPC (Sections 302 and 120-B added later on).

FIR was registered on the statement of Azad Singh, father of deceased. It is alleged that on 14.09.2021, petitioner Dinesh along with Arvind S/o Ajit, Ajay S/o Jagbir, Ashok S/o Rakesh and some unknown persons thrashed Atul aged about 17½ years and fled away. Complainant Azad Singh had also scolded his son not to fight. Atul was brought to him and turmeric ghee milk was given to him but to no relief. He was taken to Kadam Hospital, Bhiwani, where he became unconscious. He was then referred to and admitted in Trauma Centre, PGIMS, Rohtak, where he succumbed to injuries on 19.09.2021.

It is submitted by learned counsel for the petitioner that similarly placed co-accused Arvind has been allowed bail by this Court vide order dated 19.01.2023 passed in CRM-M No.28497 of 2022.

Notice of motion.

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Mr. Parveen Kumar Aggarwal, DAG, Haryana has appeared on behalf of the respondent-State but he could not distinguish the role of the petitioner with that of co-accused Arvind, who has been allowed bail.

As such, for all the reasons mentioned in the order dated 19.01.2023 passed in CRM-M No.28497 of 2022 and on the basis of parity and without commenting anything further on the merits of the case, the petitioner is admitted to regular bail and he is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court/Illaqa Magistrate concerned.

Disposed of.

January 31, 2023

sarita

(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No