

CRM-M-6011-2023 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(220)

CRM-M-6011-2023 (O&M).
Date of Decision:-09.02.2023.

Vikash @ Kalu

.....Petitioner

Versus

State of U.T., Chandigarh

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Amit Kumar, Advocate for the petitioner.

Mr. Sumit Jain, Addl. P.P., U.T., Chandigarh.

ALOK JAIN, J. (Oral)

The present petition is for grant of regular bail to the petitioner in case FIR No.92 dated 01.08.2022 under Sections 147, 148, 149, 323, 354, 379, 379-B of IPC and added Sections 325, 411 of IPC later on and now charge-sheet filed under Sections 392, 394, 395, 397, 354 and 411 of IPC, registered at Police Station Maloya, Chandigarh.

Custody certificate filed by the learned counsel for U.T., Chandigarh is taken on record.

Learned counsel for the petitioner submits that the allegations leveled in the FIR are concocted and in fact a small brawl occurred due to high music on the festivity of *Teej* which has been given a criminal colour. There is no other case against the petitioner and the antecedents of the petitioner are absolutely clear. He further submits that petitioner is a young

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boy of 19 years of age who is languishing in jail for the last six months.

Learned State counsel has submits that the *challan* was presented but the charges have not been framed and in fact, the matter is listed tomorrow i.e. 10.02.2023, for appearance of other co-accused before the learned Illaqa Magistrate.

Heard the learned counsel for the parties.

The petitioner has been in custody since 08.08.2022. Trial is likely to take long time. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting upon the merits, 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 trial Court/Duty Magistrate concerned.

Pending miscellaneous application stands disposed of.

(ALOK JAIN)
JUDGE

February 09, 2023.

Sandeep

Whether speaking/reasoned:-	Yes/No
Whether Reportable:-	Yes/No