

223 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6633-2023
DECIDED ON: 13th FEBRUARY, 2023

ANKIT

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. J.S. Saini, Advocate
for the petitioner.

Mr. Gurbir Singh Dhillon, AAG, Haryana.

SANDEEP MOUDGIL, J. (ORAL)

The jurisdiction of this Court under Section 439 Cr.P.C., has been invoked for the grant of regular bail to the petitioner in FIR No. 722, dated 07.11.2022, under Sections 324, 506 and 34 IPC (Section 308 IPC added later on), registered at Police Station Krishana Gate, Thanesar, District Kurukshetra.

Learned counsel for the petitioner contends that the petitioner has been falsely roped in the present case wherein no injury has been attributed to the present petitioner. Even as per the CCTV footage taken from the near by shop by the investigating agency, the petitioner was seen merely standing near the vintage car of the complainant. Moreover, from the CCTV footage it is crystal clear that the petitioner neither participated in the scuffle nor touched the complainant in any manner whatsoever. It is asserted that it is Sumit, who caused injury on the head of the complainant, who is liable for an offence

under Section 308 IPC, if any.

Learned State counsel has produced the custody certificate of the petitioner today in Court, which is taken on record, according to which, the petitioner is behind the bars for the last 2 months and 23 days and admittedly no other case of any nature is pending against him.

Considering the afore-said facts which have not been controverted by learned State counsel that the petitioner has not caused any injury as has been evident from the CCTV footage and the custody period undergone by the petitioner with the fact that the conclusion of trial will take sufficient long time, this Court is of the considered view that no fruitful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

The petitioner is ordered to be released on regular bail subject to his furnishing personal and surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

(SANDEEP MOUDGIL)
JUDGE

13th FEBRUARY, 2023
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>