

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

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**224-CRM-M-9542-2023**

**Date of Decision: 20.03.2023**

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SUKHRAM @ LADDU

... Petitioner

VS.

STATE OF HARYANA

... Respondent

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**CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL**

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Present: Mr. Ashish Tewatia, Advocate for petitioner

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**Sandeep Moudgil, J. (Oral)**

The petitioner seeks regular bail in case FIR No.422 dated 30.09.2022 under Sections 323/34/506 IPC and Sections 3/33/89 of SC/ST Act, registered at Police Station Chandhut, Tehsil and District Palwal.

Learned counsel for the petitioner submits that the petitioner was arrested in some other case and thereafter he was shown arrested in the present case, as well and during interrogation, he is alleged to have suffered a disclosure statement, wherein he admitted his involvement in the occurrence. Learned counsel further submits that the petitioner has been falsely implicated in the present case due to some party politics in the village and there is delay of 10 days in registration of the FIR.

Notice of motion.

On the asking of the Court, Mr. Ashok Kumar Sehrawat, DAG Haryana accepts notice and has filed custody certificate dated 19.03.2023, which is taken on record. According to which, the petitioner has undergone 5 months and 5 days of actual custody and has been found involved in 9 other cases, as detailed in the custody certificate and, as such he, being a habitual offender, does not deserve the concession of regular bail.

In view of the fact that there is delay of 10 days in registration of FIR, which actually took place on 20.09.2022, and admittedly, the alleged incident was not witnessed by the complainant, himself and also, taking into consideration the fact that the trial is likely to take some time, therefore, no fruitful purpose will be served by keeping the petitioner behind bars, the petitioner is directed to be released on regular bail on furnishing bail and surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The present petition is, therefore, allowed.

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20.03.2023

V.Vishal

- 1. Whether speaking/reasoned?
- 2. Whether reportable?

(Sandeep Moudgil)  
Judge

Yes/No  
Yes/No