

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

205

CRM-M- 16945 of 2023
Date of Decision:18.04.2023.**Manjeet**

.....Petitioner

Versus**State of Haryana**

..... Respondent

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWALPresent: Mr. Parminder Singh, Advocate
for the petitioner

Mr. Surender Singh, A.A.G., Haryana.

VIKRAM AGGARWAL, J. (ORAL)

1. Prayer in the present petition is for the grant of regular bail to the petitioner in case FIR No.833 dated 11.12.2022, registered under Section 148, 149, 323, 379-B of the Indian Penal Code, 1860 (for short 'the Act'), at Police Station Sector 32-33, Karnal.

2. On the statement given by one Umesh Paswan, the present FIR was registered. On 09.12.2022 at about 9.30 P.M., an altercation took place between few persons having Rehris at the intersection of Sector 7 and Sector 8 at Karnal. The quarrel was resolved and subsequently 10/12 boys assaulted the complainant and his workers. It was also alleged that they also took away a mobile phone and around ₹ 25,000/- in cash. The present petitioner is stated to be in custody since 11.12.2022.

3. Learned counsel for the petitioner has submitted that the petitioner has been falsely implicated and even going by the contents of the FIR he was not involved in the alleged assault. He also submits that all other co-accused have already been granted bail. Learned counsel submits that final report under Section 173 Cr.P.C. has been submitted; trial will take a sufficiently long time and therefore no useful purpose will be served by keeping the petitioner in custody any longer.

4. On the other hand, learned counsel representing the State of Haryana has opposed the bail application.

5. I have considered the arguments addressed by learned counsel for the parties. Petitioner is in custody since 11.12.2022. Even as per the FIR, his name does not figure in the incident of assault. In any case final report under Section 173 Cr.P.C., has been submitted and trial will take a sufficiently long time. All co-accused are stated to have been released on regular bail by the trial Court itself after the bail application of the present petitioner was rejected by the trial Court.

In view of the above, without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

April 18th, 2023

Rekha

(VIKRAM AGGARWAL)
JUDGE

Whether speaking/reasoned : *Yes/No.*
Whether reportable : *Yes/No.*