

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-22023-2023 (O&M)

Date of decision:-31.07.2023

Maashuk @ Monu

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present:- Mr. M.D. Khan, Advocate for the petitioner.

Mr. Chetan Sharma, DAG, Haryana.

AVNEESH JHINGAN J.(Oral)

1. This petition is filed seeking regular bail in case of FIR No.208 dated 17.12.2020, under Sections 148, 149, 307 IPC (Sections 323 and 325 IPC added later on) registered at Police Station Partap Nagar, District Yamuna Nagar.

3. The relevant facts are that on 17.12.2020, a ruqa was received in the police station from Sharma Hospital, Jagadhri regarding admission of Parveen Kumar. Manjit Kumar (clerk) of Kamlesh Stone Crusher alleged that on 17.12.2020, dumpers and trollies were being weighed at Royalty Weighing Bridge. Mashooq alias Monu (petitioner), Dilshad alias Bhura, Masoom alias Babbal, Meharban alias Ninna and Jishan came in a Brezza Car bearing registration No.HR27-D-0224, they insisted that their vehicle should be weighed out of turn. Dilshad and Masoom came out of car and started using abusive language, gave beatings to the complainant party and a lalkara was raised. Meharban and Jishan were sitting in the car, the petitioner started the

car and struck Anuj Kumar and Parveen Kumar. Parveen Kumar fell down and both the tyres of the car ran over him. Thereafter, the car was reversed and tyres of the car again crossed over the stomach of Parveen.

4. Learned counsel for the petitioner submits that the petitioner is in custody since 23.05.2022. The co-accused namely Masoom @ Babbal was granted regular bail vide order dated 10.10.2022. It is further argued that none of the material witnesses have supported the case of prosecution.

5. Learned State counsel opposes the prayer and submits that the petitioner was the main accused who inflicted the injuries.

6. Without commenting upon the merits of the case, considering that the co-accused namely Masoom @ Babbal was granted regular bail by this Court on 10.10.2022; the material witnesses have not supported the case of the prosecution; conclusion of trial is likely to take time, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. The petition is allowed.

8. Since the main case has been decided, the pending application, if any is rendered infructuous.

(AVNEESH JHINGAN)
JUDGE

31.07.2023

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