

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

217-1

CRM-M No.31454 of 2023 (O&M)
DATE OF DECISION: 28th SEPTEMBER, 2023

Vikas @ Vicky

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Rohit, brother of petitioner in person.

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RAJBIR SEHRAWAT, J. (Oral)

1. The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.217 dated 12.03.2023 registered under Sections 147, 149, 324, 506 IPC (Section 326 IPC added later on) at Police Station Samalkha, District Panipat.

2. It is the case of the petitioner that the case against the petitioner is totally concocted. The petitioner is not involved in the crime as alleged against him. Even as per the case of the complainant, the petitioner caused burn injuries on the body of the complainant by throwing petrol and by lighting a fire with matchstick. However, the complainant is not the only person who suffered burn injuries, even one of the accused, namely, Deepak also received burn injuries on various parts of the body. In fact, the fire accident happened when the petrol was taken out of a motorcycle of one Gulab so as to put the same in the

motorcycle of the accused Deepak. In any case, the petitioner is in custody since 27.03.2023. There is no other case against the petitioner. Hence, the petitioner deserves to be released on bail pending trial.

3. Notice of motion.

4. Mr. Krishan K.Chahal, Addl. Advocate General, Haryana, accepts notice on behalf of the respondent/State.

5. Learned State Counsel, being instructed by ASI Pardeep, has submitted that the petitioner was one of the persons who caused burn injuries to the complainant and the complainant had to remain in hospital for three days. However, it is not disputed by learned State counsel that the petitioner is in custody since 27.03.2023 and that there is no other case against the petitioner.

6. In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

28th SEPTEMBER, 2023
'sandeep'

(RAJBIR SEHRAWAT)
JUDGE

Whether speaking/reasoned: *Yes* *No*

Whether Reportable: *Yes* *No*