

2023:PHHC:103380

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

226/2

CRM-M-36956-2023

Date of decision : 09.08.2023

Sanjay @ Satbir

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Vikas Bishnoi, Advocate
for the petitioner.

Mr. Ashok Kumar Sehrawat, DAG, Haryana.

PANKAJ JAIN, J. (Oral)

Prayer is for grant of regular bail in FIR No.216 dated 05.10.2021, registered for the offences punishable under Sections 147, 148, 149, 323, 341, 427 and 506 of IPC, 1860 (Sections 302 and 307 IPC, 1860 Section 3(2)(V) SC and ST Act, 1989 added later on), at Police Station Bhattu Kalan, District Fatehabad.

2. As per the case of the prosecution, FIR was registered on the statement made by Rajinder s/o Chotu Ram, wherein he named Bittu s/o Chiman Lal, Vikram s/o Munna as the attacking party. Apart from that 12-13 more boys accompanies them. Deceased Sunil was stated to have been given beating by the said attacking party. In the statement under Section 161 Cr.P.C. suffered by injured Sumer, name of the petitioner cropped up as being part of the attacking party, but no overt act was attributed to him. Petitioner is in custody for more than 11 months. Co-accused namely Satbir @ Fauji and Monu already stand

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admitted to bail vide order dated 09.08.2022 passed in **CRM-M-26552-2022** and that dated 17.07.2023 passed in **CRM-M-47152-2022** respectively.

3. State counsel does not dispute the aforesaid factual assertions made on the basis of record.
4. Without commenting on the merits of the case and treating petitioner at par with Satbir and Monu, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.
5. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

09.08.2023
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No