

**204 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-36918-2023****Date of decision : 04.08.2023****Aman****.....Petitioner****versus****State of Haryana****..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ***********Present :- Mr. Ravi Malik, Advocate
for the petitioner.****Ms. Upasana Dhawan, AAG, Haryana.***********RAJESH BHARDWAJ, J.**

This second petition filed by the petitioner praying for grant of regular bail to him in case FIR No.603 dated 15.11.2021, under Sections 148, 149, 323, 324, 307, 506, 120-B of IPC and Section 25 of Arms Act, registered at Police Station Sampla, District Rohtak, Haryana.

It has been contended by counsel for the petitioner that the petitioner was falsely implicated in the FIR. It is submitted that though the petitioner was named in the FIR and there was specific allegations against him but the same are not corroborated with the medical evidence. He submits that the petitioner was alleged to have given knife blows to the injured however, from the knife recovered the blood was not detected. He further submits that the injuries suffered were not on the vital part and thus, the offence alleged do not fall in the category of Section 307 IPC. He submits that the petitioner was arrested on 30.05.2022 and he is behind bars till date. He has submitted that the challan has been presented and investigation is complete. He further submits that the petitioner approached the Court of learned Additional Sessions Judge by way of filing second

application for bail under Section 439 Cr.P.C praying for grant of bail, however, the same was illegally declined by learned Additional Sessions Judge vide his order dated 13.07.2023. He has further submitted that the petitioner has earlier approached this Court by way of filing CRM-M-20855-2023 which was dismissed as not pressed by this Court vide order dated 03.05.2023. He submits that as the investigation is complete, petitioner deserves to be granted bail.

Learned State counsel has opposed the submissions made by counsel for the petitioner. She has submitted that there are specific allegations against the petitioner regarding giving knife blows to the injured and as per medical report, the injury was found dangerous to the life and falls within the ambit of Section 307 IPC. She has submitted that the petitioner has earlier approached this Court by way of filing petition which was dismissed as not pressed on 03.05.2023.

Heard. After hearing counsel for the parties and perusing the record, it is apparent that the petitioner has earlier approached this Court by way of filing petition which was dismissed as not pressed. As submitted though the challan has been presented but there are specific allegations against the petitioner. Even otherwise, this Court do not find any material change in the circumstances which can convince this Court to take a decision contrary to the decision of the earlier petition. This Court neither finds any change in circumstances nor finds any merit in this petition for the grant of regular bail to the petitioner. Hence, the present petition is dismissed at this stage.

04.08.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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