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

CRM-M-42920-2023

Date of Decision:05.09.2023

Rahul

...Petitioner

VS.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Mohan Singh Chauhan, Advocate
for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail to him in case FIR No.155 dated 27.06.2023 registered under Sections 148, 149, 323, 341, 427, 506 and 395 of IPC (added later on) at Police Station Radaur, District Yamuna Nagar, Haryana.
2. Learned counsel for the petitioner contends that the complainant had concealed the correct facts and the petitioner has been falsely involved in the present case. He further contends that even though, the petitioner has been named in the present FIR, but no specific role has been assigned to him. Learned counsel further contends that in fact, his co-accused, namely, Robin, was beaten up by the complainant side and later on, by coining a false story, the petitioner and his co-accused were falsely involved in the present case. Even no offence under Section 395 IPC is made out against the present petitioner. He further contends that his co-accused, Robin has been granted the concession of

interim anticipatory bail vide order dated 10.08.2023 in CRM-M-39048 of 2023 (Annexure P-3), passed by this Court and the petitioner is also similarly placed with him. Learned counsel for the petitioner further contends that the petitioner was arrested in the present case on 03.07.2023 and the recovery has already been effected from him. Learned counsel further contends that the investigation in the present case is complete and the challan has already been presented before the trial Court on 21.08.2023. He further submits that his further custody will serve no meaningful purpose and the conclusion of the trial will take quite a long time.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that there are serious allegations against him.

4. I have heard the learned counsel for the parties and perused the record.

5. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

05.09.2023

hemlata

(N.S.SHEKHAWAT)
JUDGE

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