

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

236

CRM-M-46983-2023
Date of Decision.:31.10.2023

Sehjad
Vs.
State of Haryana

.....Petitioner

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Ruby Kaur, Advocate for
Mr. Rajesh Lamba, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. J.S. Hooda, Advocate
for the complainant.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.248 dated 27.04.2023 registered under Sections 147, 149, 323, 506 of the IPC (Section 307 of the IPC added later on) registered at Police Station Kotwali, District Faridabad.

2. As per the allegations, on 26.04.2023 Sabir had parked his vehicle in front of his house, when Niyaju came there and some altercation took place over parking of the vehicle. Sabir called other accused and then petitioner along with others reached there and started throwing stones and bricks at them. One of the brick hit on the forehead of Faijan.

3. It is contended by learned counsel that no specific injury has been attributed to the petitioner; that petitioner is in custody for the last more

than 04 months; that trial may take time to conclude and so, he be allowed bail.

4. Status report by way of an affidavit of Shri Abhimanyu Goyat, HPS, Assistant Commissioner of Police, Kotwali, Faridabad has been filed on behalf of respondent- State.

5. Learned State counsel as well as learned counsel for the complainant has strongly opposed the bail petition. However, learned State counsel does not dispute the aforesaid fact that no specific injury has attributed to the petitioner. Custody certificate placed on record by learned State counsel reveals that petitioner is in custody for the last 04 months and 20 days. He has no other criminal case pending against him.

6. Having regard to the above facts and circumstances, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

October 31, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No