

2023:PHHC:155832

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

229

**CRM-M-50224-2023 (O&M)**

**Date of decision : 06.12.2023**

**Sahil and another**

**..... Petitioners**

**versus**

**State of Haryana**

**..... Respondent**

**CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN**

Present: Mr. Abhimanyu Singh, Advocate  
for the petitioners.

Mr. Ashok Kumar Sehrawat, DAG, Haryana.

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**PANKAJ JAIN, J. (Oral)**

1. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.402 dated 05.07.2023, registered for the offences punishable under Sections 323, 379-B and 34 of IPC and (Sections 25-54-59 of the Arms Act added later on), at Police Station Bhiwani Sadar, District Bhiwani.

2. Reliance is being placed upon order dated 11.09.2023 passed in CRM-M-43729-2023, whereby co-accused Ajay stands admitted to bail. However, counsel for the petitioners is not in a position to dispute that so far as ice picker is concerned, the same has been recovered from the house of petitioner on his disclosure. He further submits that there is no evidence to link the said ice picker to the present offence. Petitioners are behind bars for 04 months and 28 days.

4. Keeping in view the parity and the incarceration already suffered by the petitioners, the present petition is allowed. Petitioners

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are ordered to be released on regular bail on their 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.

6.           Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(PANKAJ JAIN)  
JUDGE

06.12.2023  
Dinesh

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|-----------------------------|-----|
| Whether speaking/reasoned : | Yes |
| Whether Reportable :        | No  |