

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

(209)

CRM-M-58450 of 2022
DATE OF DECISION:-19.04.2023

Karan Gupta

...Petitioner

vs.

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Vishal Yadav, Advocate, for the petitioner.

Mr. Sumit Jain, Additional Advocate General, Haryana.

HARKESH MANUJA, J.

By way of present petition filed under Section 439 of the Code of Criminal Procedure, 1973, petitioner prays for grant of regular bail in case FIR No.501 dated 22.08.2022 under Sections 323, 324, 307, 506 and 34 IPC, registered at Police Station Mujessar, District Faridabad.

The allegations levelled against the petitioner in the FIR are of having caused injuries to the complainant by the petitioner with small knife.

Learned counsel for the petitioner submits that the investigation in the present case already stands concluded with the filing of *challan* followed by framing of charges and the petitioner has remained in custody for a period of almost 8 months now. He further submits that the trial is likely to take some time as none of the prosecution witness has been examined so far, out of the total 12 witnesses as cited by the prosecution, thus, the petitioner deserves concession of regular bail.

On the other hand, learned State counsel opposes the prayer made herein while referring to the injuries inflicted by the petitioner on the vital part of the body of the victim.

I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

The investigation in the present case already stands concluded with the filing of *challan* followed by framing of charges and the fact that he being the first offender, I do not see any reason to extend his incarceration as he is already behind the bars for a period of almost 8 months now. Besides it, trial is likely to take some time as none of the prosecution witness has been examined so far, out of the total 12 witnesses as cited by the prosecution, thus, the petitioner deserves the concession of regular bail.

Without commenting anything on the merits, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the concerned learned trial Court/Duty Magistrate.

However, nothing expressed hereinabove shall be construed as an expression on the merits of the case.

19.04.2023
anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No