

207 (2nd case)

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

**CRM-M No.15690 of 2024 (O&M)
Date of Decision: 22.04.2024**

Inderjeet @ Sonu @ Billa

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Balraj Singh Sidhu, Advocate for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of bail pending trial to the petitioner in FIR No.499 dated 12.08.2023, under Sections 323, 341, 379B read with Section 34 of the Indian Penal Code, 1860, registered at Police Station City Mandi Dabwali, District Sirsa.

(2) Above FIR was registered on the basis of statement made by complainant-Satpal Singh with the allegations that petitioner, along with other co-accused, caused injuries to him with *Dandasand* snatched his Scooter.

(3) This Court, on 05.04.2024, granted interim bail to the petitioner in following manner:-

“Contends that petitioner is in custody since 13.08.2023; report under Section 173 Cr.P.C. was submitted on 13.10.2023; and charges have already been framed on 15.04.2024. Also

contends that the alleged recovery of scooty & danda has already been effected.

Learned State counsel seeks time to verify the above factual position.

Posted for 22.04.2024.

To be heard along with CRM-M-51243-2023.

Till the next date of hearing, petitioner is ordered to be released on interim bail in this case on furnishing adequate bail and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.”

(4) Learned Counsel for the petitioner contends that in compliance of aforesaid order, petitioner is regularly appearing before learned trial Court and there is no apprehension or allegation that he is likely to misuse the concession of bail in any manner.

(5) Learned State Counsel, on instructions from ASI Dharampal, has acknowledged the above factual position.

(6) Heard learned Counsel for the parties and perused the paper-book.

(7) It is not in dispute that petitioner was granted interim bail and he is regularly appearing before learned trial Court. There is no allegation that in case he is granted bail pending trial, he will misuse the concession in any manner; thus, in such a scenario, sending him in custody at this stage would not serve any purpose.

(8) Consequently, the present petition is allowed. Interim bail granted to the petitioner, vide order dated 05.04.2024, is made absolute. He shall be admitted to bail on his furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

- (9) Petitioner shall fully co-operate with the learned trial Court without seeking any unnecessary adjournments.
- (10) The above observations may not be construed as an expression of opinion on the merits of the case.
- (11) It is clarified that in case there is any misuse of concession of bail on the part of petitioner, State would be at liberty to move an appropriate application for recalling of this order.
- (12) Disposed off accordingly.
- (13) Pending application(s), if any, shall also stand disposed off.

22nd April, 2024
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No