



CRM-M-30692-2024

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

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Date of Decision: 05.07.2024

Pawan Alias Damru

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Kushager Goyal, Advocate for the petitioner

Mr. Neeraj Sheoran, Deputy Advocate General, Haryana

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner, through instant petition under Section 439 of Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') is seeking regular bail in FIR No.585 dated 17.10.2023 under Sections 323, 324, 34, 341 and 506 of Indian Penal Code, 1860 (for short 'IPC') (Sections 147, 148, 149 and 326 of IPC were added and Section 34 of IPC was deleted later on), registered at Police Station Rania, District Sirsa.

2. Learned counsel for the petitioner, *inter-alia* contends that the petitioner has been implicated in aforesaid FIR along with 10 other accused. This Court has granted concession of regular bail to co-accused Kuldeep vide order dated 13.05.2024 (Annexure P-3) passed in *CRM-M-18481 of 2024* and to Manoj alias Manohar vide order dated 20.03.2024 (Annexure P-4) passed in *CRM-M-13468 of 2024*. There is no allegation against the petitioner of



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commission of offence punishable under Section 326 of IPC, thus, he is on better footing than the aforesaid co-accused.

3. On being confronted with afore-stated orders of this Court, learned State counsel expressed his inability to controvert the fact that petitioner deserves concession of regular bail on the ground of parity.

4. In the wake of statement of both sides and afore-stated orders passed by this Court, this Court is of the considered opinion that present petition deserves to be allowed and accordingly allowed. The petitioner is ordered to be released on bail subject to conditions as may be imposed by Trial Court/Illaqah/Duty Magistrate concerned.

5. If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

6. Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

(JAGMOHAN BANSAL)
JUDGE

05.07.2024
Mohit Kumar

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No