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

CRM-M-31817-2023 (O&M)

Date of decision : 21.02.2024

Pankaj Negi

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Gaurav Gupta, Advocate,
for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

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.0290 dated 03.05.2023, under Sections 506 & 323 read with Section 34 (Section 326 added subsequently) of the Indian Penal Code, 1860 (*for short 'the IPC'*), registered at Police Station Palla, District Faridabad.

2. Allegations are that the petitioner along with other co-accused caused injuries to the complainant with a sharp-edged weapon and criminally intimidated him.

3. This Court granted interim bail to the petitioner on 07.08.2023, in the following manner:-

*"Custody Certificate filed. The same is taken on record.
Copy thereof supplied to the opposite side.*

Contends that petitioner is in custody since 12.05.2023 and after investigation, challan has already been presented on 10.07.2023. Also contends that charges are yet to be framed and there is no other criminal case pending against the petitioner.

Learned State Counsel will find out about the status of charges.

Posted for 12.09.2023.

In the meanwhile, petitioner be released on interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds subject to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.”

4. Learned counsel for the petitioner contends that petitioner was granted interim bail by this Court on 07.08.2024 and he is regularly appearing before learned trial Court. There is no apprehension that petitioner is likely to influence the prosecution witnesses or hamper the trial, in any manner.

5. Learned State Counsel, on instructions, has fairly acknowledged the above factual position.

6. Heard learned counsel for both the sides and perused the paper book.

7. Petitioner was granted interim bail by this Court and he is regularly appearing before the Court below; there is no allegation that he is likely to misuse the concession of bail or hamper the proceedings in case his interim bail is made absolute; thus, sending him in custody at this stage would not serve any purpose.

8. Consequently, present petition is allowed. Interim bail granted to the petitioner, vide order dated 07.08.2023, is made absolute.

He shall be admitted to bail on furnishing bail/surety bonds to the

satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

9. Petitioner shall appear on each & every date and fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).

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 the petitioner, State of Haryana would be at liberty to move an appropriate application for recalling of this order.

12. Pending application(s), if any, shall also stand disposed off.

21.02.2024
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(MAHABIR SINGH SINDHU)
JUDGE

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