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

CRM-M-35512-2024

Date of Decision: 31.07.2024

Parveen @ Arvind

...Petitioner

VS.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Abhimanyu Singh, Advocate, for the petitioner.
Ms. Sheenu Sura, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail in case FIR No.98 dated 10.04.2024 registered under Sections 5/13(2), 17 HGS Act & GS Act and 186, 332, 353, 307, 34 of IPC, at Police Station Sadar Tauru, District Nuh.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case at the behest of Sabir, Head Constable from Police Station Sadar Tauru. He further contends that it has been wrongly alleged that the petitioner and other accused had tried to hit the government vehicle, in which the police officials were sitting. However, no police officials had received any injury in the present case. He further contends that even the cows, which were recovered from the vehicle, were sent for their physical examination by the government veterinary hospital and as per the report Annexure P-2, no cruelty of any kind was committed on the animals. He further contends that challan has already been presented against the petitioner and the charge is yet to be framed by the trial Court. Thus, there are no chances



of early conclusion of the trial and no purpose will be served by keeping the petitioner behind bars.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

4. I have heard the learned counsel for the parties and perused the record.

5. It is not in dispute that the petitioner is the first offender and is in custody for the last more than three months. After conclusion of the investigation, the challan has already been presented before the trial Court and the trial has not even formally commenced against him. Thus, no purpose will be served by keeping him behind bars.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

31.07.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No