

S. No.225

2024:PHHC:008689

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

CRM-M-45082 of 2023 (O&M)

Date of Decision:23.01.2024

Gurdeep

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Saurav Bhatia, Advocate for the petitioner.

Mr. Randhir Singh, Addl. AG, Haryana.

DEEPAK GUPTA, J. (Oral)

CRM No.51385 of 2023

This is an application for preponing the date of hearing from 23.01.2024 to an early dated.

Application has become infructuous.

Disposed of as such.

CRM No.51388 of 2023

This is an application under Section 482 Cr.P.C for placing on record statement of victim/PW-1 Dharmender recorded in Court as Annexure P.8.

Application is allowed. Annexure P.8 is taken on record.

CRM-M-45082 of 2023

By way of present petition filed under Section 439 Cr.P.C., petitioner has prayed for grant of regular bail in case FIR No.393 dated 19.09.2022 registered under Sections 323, 506 IPC and (Section 307 IPC added later on and Section 34 IPC deleted later on) at Police Station Sadar Tuaru, District Nuh (Haryana).

FIR was lodged on the complaint of Kitabo Devi, as per which, on 12.09.2022 at about 05:00 PM, petitioner along with other caused injuries to her son Dharmender.

The role attributed to the petitioner, as per the statement (Annexure P.8) of Dharmender made during trial is that petitioner hurled a brick hitting on the head of the complainant and that he also snatched gold necklace of the complainant – Kitabo Devi.

Statement of the complainant has already been recorded. Petitioner is in custody for the last 01 year 01 months and 28 days as per the custody certificate. Out of 15 witnesses, cited by the prosecution, only 01 has been examined as per the status report. Thus, trial may take long time to conclude.

Having regard to all the afore-said facts and circumstances, but without commenting anything on the merits of the case, present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/ Duty Magistrate concerned, on usual terms and conditions.

January 23, 2024
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Whether Speaking/reasoned
Whether Reportable

(DEEPAK GUPTA)
JUDGE

Yes/No
Yes/No