

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

CRM-M-44039-2024
Date of Decision: 11.09.2024

Parveen alias Poni alias Moni		...Petitioner
	vs.	
State of Haryana		...Respondent

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

Present : Mr. Devender Arya, Advocate
 for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to him in case FIR No.100 dated 09.05.2024 registered under Sections 148, 149, 323, 324, 506 of IPC and later on Section 326 IPC was added, at Police Station Rampura, District Rewari.
2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case. Even as per the FIR, no specific role has been attributed to the present petitioner and it has been falsely alleged that he had given fist and kick blows to the complainant in the present case. He further contends that the injured in the present case have already been discharged and are hale and hearty. The petitioner was arrested in the present case on 04.06.2024 and after completion of the investigation, the final report under Section 173 Cr.P.C. has already been presented before the competent Court. He further contends that no witness has been examined so far.



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. She further contends that two more cases have been registered against the petitioner, however, he is on bail in the said cases.

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

5. The petitioner was arrested in the present case on 04.06.2024 and is in custody for the last more than 03 months. Moreover, after completion of the investigation, the challan has already been presented before the competent Court and further custody of the petitioner will not serve any meaningful purpose.

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, subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.

(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.

- (iv) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.
- (v) The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.
- (vi) In case, the petitioner involves in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.
- (vii) The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.

11.09.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

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