

[107+233]

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49358-2023 (O&M)
Date of Decision : 23.01.2024

Mandeep @ Madan

...Petitioner

versus

State of Haryana

....Respondent

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. Parveen Sharma, Advocate for the petitioner.
Mr. Randhir Singh, Addl. AG, Haryana.
Mr. Davinder Kumar, Advocate for Mr. Pankaj Bali,
Advocate for the complainant.

DEEPAK GUPTA, J. (ORAL)

CRM-3157-2024

This is an application under Section 482 Cr.P.C. to place on record testimonies of PW-1 to PW-3, all dated 08.01.2024 recorded before the trial Court as Annexures P-6 to P-8.

Notice of the application.

Learned State Counsel has no objection.

Application is allowed. Annexures P-6 to P-8 are taken on record.

CRM-M-49358-2023

[1] The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.145 dated 29.03.2023 under Sections 308, 324, 341, 506 of IPC, 1860 (later Section 307 IPC and Sections 25-27-54 of Arms Act, 1959 added and Section 308 IPC deleted), registered at Police Station Gannaur, District Sonipat.

[2] Custody certificate dated 22.01.2024 has been filed in Court today. The same is taken on record.

[3] As per prosecution, allegations are that on 29.03.2023 at about 11.30 AM, petitioner inflicted knife injuries on the person of Sanjeev and threatened him. The injuries were declared to be dangerous to life.

[4] It is contended by learned counsel for the petitioner that he has been falsely implicated; that injured Sanjeev, as well as the alleged eye witnesses, namely Monu and Dinesh, have been examined and none of them have supported the prosecution case. Counsel for the petitioner has drawn attention of this Court in this regard towards Annexures P-6 to P-8.

[5] Learned counsel for the complainant-Sanjeev submits that he has no objection to grant of bail.

[6] Learned State Counsel also concedes that injured of the case has not supported the prosecution.

[7] As per the custody certificate, the petitioner is in custody for the last 09 months and 23 days with no criminal antecedents.

[8] Having regard to the above facts and circumstances, when the sole injured of the case has not supported with the prosecution, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned, on usual terms and conditions.

(DEEPAK GUPTA)
JUDGE

23.01.2024