

2024:PHHC:130681



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

**CRM M-48348 of 2024
Date of Decision: 01.10.2024**

Paras @ Babbu		...Petitioner
	Versus	
State of Haryana		... Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Nimish Chib, Advocate, for the petitioner
(through VC)

Mr. Rajinder Kumar Banku, DAG, Haryana.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of the BNSS, 2023 with a prayer to grant a regular bail in case FIR No.472 dated 12.07.2024 registered under Sections 115(2), 118(1), 118(2), 191(2), 190 and 351(3) of BNS at Police Station HTM Hisar, Haryana.
2. Learned counsel for the petitioner contends that both the parties are closely related to each other. Moreover, it is a case of version and cross-version and four of the persons on the side of the petitioner have also suffered injuries. Consequently, the question of aggressor is yet to be determined only during the course of trial. He

further contends that even as per the allegations levelled by the complainant, the petitioner had caused injuries with brick on the head of the complainant. Learned counsel further contends that the petitioner was arrested in the present case on 24.07.2024 and the investigation is almost complete in the case and challan has already been presented.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by the learned counsel for the petitioner on the ground that there are serious allegations against the petitioner and the petitioner is not entitled for the concession of regular bail. However, he admits that there is other criminal case against the present case.

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

6. The petitioner was arrested in the present case on 24.07.2024 and is in custody for the last more than 02 months. After completion of investigation, final report under Section 173 Cr.P.C. has already been presented before the Court. Moreover, no witness has been examined so far and the petitioner is not in a position to tamper with the prosecution evidence.

7. In view of the above, without commenting any further on the merits, the present petition is allowed and the petitioner is ordered

to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned.

01.10.2024
amit rana

(N.S.SHEKHAWAT)
JUDGE

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