

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

CRM-M No.85 of 2024 (O&M)

Date of decision : 11.01.2024

Jagroop Singh @ Jaggu

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr.Ashit Malik, Advocate for the petitioner.

Mr. Ashok Kumar Sehrawat, DAG, Haryana

Mr. Deepak Grover, Advocate for the complainant.

PANKAJ JAIN, J. (ORAL)

1 This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.196 dated 27.07.2023 registered under Sections 147/149/323/379B/452/506 IPC at Police Station Ismailabad, District Kurukshetra.

2 Learned counsel for the petitioner submits that with respect to the conduct of one Akash, there was a complaint filed by the petitioner party as well on which FIR No.198 dated 27.07.2023 was registered after the present FIR No.196 dated 27.07.2023 came into being at 8.50 p.m. Thus, it was a matter wherein the parties were levelling allegations and counter-allegations.

3 Learned counsel for the complainant, however, has emphatically opposed the bail plea claiming that there are serious allegations against the petitioner. All the culprits trespassed into the house and mercilessly injured Akash and was ultimately done away to death.

4 Faced with the situation, learned counsel for the petitioner submits that whole of the allegations being levelled with respect to death of Akash are wrong, as in FIR at the behest of Aman, brother of the deceased was got registered i.e. FIR No.0044 dated 07.08.2023 with GRP, Ambala Cantt, P.S. GRP Kurukshetra *qua* offences punishable under Section 306 read with Section 34 of IPC, wherein it was alleged that the petitioners abated suicide of Akash.

5 Custody certificate has been filed. The same is taken on record. As per custody certificate, the petitioner has undergone custody of more than 4 months and 25 days and investigation stands concluded.

6 Learned State counsel on instructions from Investigating Officer is not in a position to dispute the aforementioned factual assertions based on record.

7 Without commenting on the merits of the case and considering the incarceration suffered by the petitioner, the present petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

8 Needless to say anything recorded herein shall not be construed as an expression of opinion on the merits of the case.

11.01.2024
Pooja sharma-I

(PANKAJ JAIN)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable :	No