



221 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3217-2025

Date of Decision: 24.01.2025

Akhil

...Petitioner

vs.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Tajveer Singh Gaba, Advocate
for the petitioner.

Mr. Gurmeet Singh, AAG, 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.450 dated 10.08.2024 registered under Sections 109(1), 109(2), 115, 190, 191(3), 324(4), 351(2) and 351(3) of BNS, at Police Station City Jagadhri, District Yamuna Nagar.

2. Learned counsel for the petitioner contends that in the present case, it has been falsely alleged that several assailants had attacked the complainant and had caused injuries to him indiscriminately. However, from the MLR of Ayush Kumar, injured, it is apparent that he had suffered only two simple injuries in the present case. Learned counsel further contends that the petitioner was not initially named in the FIR and has been nominated as an accused on the basis of the CCTV footage, which was allegedly recovered by the police. The petitioner was arrested in the present case on 13.08.2024 and is in custody for the last more than 05 months. Learned counsel further submits that Kunal @



Shikari, co-accused, who was a juvenile, has already been granted the concession of bail by the Juvenile Justice Board, Jagadhri.

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 leveled against the present petitioner and he does not deserve the concession of bail by this Court.

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

5. It is not in dispute that the injuries suffered by the injured Ayush Kumar in the present case have been declared to be simple in nature. Moreover, the petitioner is in custody for the last more than 05 months and challan has already been presented against him.

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.

24.01.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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