



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

225

CRM-M-12749-2025

Date of decision: 20th May, 2025

Rahul @ Lalu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Ms. Alisha Soni, Advocate for the petitioner.

Mrs. Sheenu Sura, Deputy Advocate General, Haryana.

MANISHA BATRA, J (ORAL):-

The present petition has been filed by the petitioner seeking grant of regular bail in case bearing FIR No. 215 dated 17.07.2024 registered under Sections 109(1), 110, 115(2), 118(1), 126(2), 3(5) and 351(3) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') at Police Station Quila, Panipat.

2. As per the allegations, on 17.07.2024, the complainant along with his friend Yash was going towards his house on a motorbike driven by him, when the petitioner along with the co-accused intercepted him and hit the motorcycle of the complainant with his motorbike. Thereafter, all of them opened an assault upon them and caused injuries to the complainant and then, they fled away. The complainant had sustained as many as seven injuries, one of which was fracture of right distal radius bone and was opined to be grievous, pneumothorax and dangerous to life. The petitioner



was arrested on 19.07.2024. Presently, he is facing trial along with the co-accused.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. He is in custody since long. The complainant has not implicated him in commission of subject offence in his sworn deposition as recorded before the learned trial Court. Trial will take considerable time. His further incarceration would not serve any useful purpose. Accordingly, it is urged that he deserves to be released on bail.

4. Status report has been filed by respondent-State. It is argued by learned Deputy Advocate General, Haryana that keeping in view the gravity of the allegations as levelled against the petitioner, he does not deserve to be released on bail.

5. Rival contentions raised by learned counsel for the parties have been considered.

6. The petitioner along with the co-accused is alleged to have caused simple as well as grievous injuries to the complainant on 17.07.2024. He was arrested on 19.07.2024 and is in custody since then. Learned counsel for the petitioner has placed on record a photocopy of sworn deposition of the complainant. A perusal of the same reveals that though he supported the version of the prosecution with regard to his sustaining injuries as on the fateful day at the hands of some persons but denied that the petitioner and the co-accused were the persons, who had assaulted him. He has been declared hostile by the learned trial Court and was allowed to be cross-examined but no incriminating evidence is shown to have extracted from his statement. Keeping in view the nature of the evidence that has come on



record in the form of testimony of the complainant, the period spent by the petitioner in custody and the attendant facts and circumstances but without meaning to make any comment on the merits of the case lest they prejudice the trial, I am of the considered opinion that the petitioner deserves to be given benefit of bail at this stage, accordingly, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. Since the main petition has been allowed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

20th May, 2025
Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |