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

**CRM-M-64161-2024
Date of Decision:08.01.2025**

AJAY**...PETITIONER****VS.****STATE OF HARYANA****...RESPONDENT****Coram : Hon'ble Mr. Justice N.S.Shekhawat**

Present : Mr. Anil Kumar Malik, Advocate
for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 of Cr.P.C., with a prayer to grant regular bail to him in case FIR No.293 dated 07.07.2024, registered under Sections 115(2), 117(2), 126(2), 324(4), 351(2), 3(5), 109 BNS, 2023, Police Station Sadar Fatehabad, District Fatehabad.

2. Learned counsel for the petitioner contends that the FIR in the present case was initially registered against unknown persons. Later on after a delay of one month and 20 days, the complainant made a supplementary statement, wherein he stated that he had come to know that four persons including the petitioner were responsible for causing injuries to him. He further contends that the petitioner was arrested in the present case on 26.08.2024 and is in custody since then. Learned counsel further contends that after completion of the investigation the injured has already been discharged from the hospital.



The final report under Section 173 Cr.P.C. has been presented against him and the conclusion of the trial may take a long time.

3. On the other hand, learned State counsel submits that the petitioner alongwith other accused had caused injuries to Bobby, injured and injury No.1 to the person of Bobby has been declared to dangerous to life. He further contends that one more case of similar nature has also been registered against the petitioner.

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

5. The petitioner is continuing in custody in the present case since 26.08.2024 and challan has already been presented against him. Even the petitioner was not initially named in the FIR and has been nominated as accused after a delay of about 50 days. The prosecution is yet to lead evidence with regard to the complicity of the petitioner in the commission of the crime and the trial has not even formally commenced.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

08.01.2025
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(N.S. SHEKHAWAT)
JUDGE

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