

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

CRM-M No. 11374 of 2015 (O&M)

Date of decision: 21.04.2015

Satyawan

..... Petitioner.

Versus

State of Haryana

..... Respondent.

CORAM: HON'BLE MS. JUSTICE NAVITA SINGH

Present:- Mr. Surinder Gaur, Advocate, for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana, for the respondent.

NAVITA SINGH, J. (ORAL)

As per the FIR, the petitioner and Chhota son of the petitioner attacked injured Ajay with ice picks. The injury attributed to the petitioner was on the backside of the head while that attributed to Chhota was on the left side of the head of Ajay.

The injured was taken to PGIMS, Rohtak, where he was not entertained due to strike of doctors. Then, the injured was taken to Pearl Hospital. There the doctors refused to prepare any MLR. Only admission of the injured was made, but on seeing his condition, he was referred to some other place. Ultimately, he was taken to Maharaja Agrasen Hospital, New Delhi.

As per discharge summary from the said hospital where Ajay remained admitted up to 07.10.2014, one injury was found on his head which was on the left side which was a penetrating head injury on the left parietal bone with fracture.

No injury was found on the backside of the head which was attributed to the petitioner and the other injury found was attributed to Chhota.

There was no prior meeting of minds as it was a case of sudden fight and the petitioner did not cause injury in furtherance of any common intention with the co-accused. Only two witnesses have been examined by the prosecution in the trial so far and the petitioner is in custody since 23.09.2014.

In view of the above, the petition is allowed and the petitioner is admitted to bail subject to his furnishing bail bonds to the satisfaction of trial Court.

(NAVITA SINGH)
JUDGE

21.04.2015
Ramesh