

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

CRM-M-14064 of 2014

Date of Decision: 20.07.2015

Manohar

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. Pardeep, Advocate
for the petitioner.

Ms. Mahima, Asst. A.G., Haryana.

Mr. S.K. Tripathi, Advocate
for the complainant.

SNEH PRASHAR, J.(Oral)

1. The present petition under Section 439 Cr.P.C is for grant of regular bail to the petitioner in case FIR No.207 dated 30.06.2013, under Sections 148, 149, 323, 324, 307 and 302 of the Indian Penal Code and under Sections 25, 54 and 59 of Arms Act registered at Police station Sadar Ballabgarh, District, Faridabad.

2. Heard the submissions made by Mr. Pardeep, Advocate, representing the petitioner and Ms. Mahima, AAG, Haryana representing the State; Mr. S.K. Tripathi, Advocate representing the complainant.

3. Learned counsel for the petitioner submits that no injury suffered by the deceased was attributed to the petitioner. In his statement recorded under Section 161 Cr.P.C. Gajender had stated that the petitioner

hit on his head with Ballam using it as lathi, but there was no corresponding injury on Gajender. Submitting that the petitioner is in custody since 04.07.2013, learned counsel sought release of the petitioner on regular bail.

4. Considering the facts and circumstances of the case and the fact that the trial is still likely to take some time whereas there appears no plausible ground to detain the petitioner in custody, without expressing any opinion on merits of the case, the present petition is allowed and the petitioner is released on regular bail during the pendency of the trial subject to his furnishing bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Faridabad.

July 20, 2015
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[SNEH PRASHAR]
JUDGE