

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-15201 of 2015

Date of decision: May 14, 2015

Dinesh Pandit

.... Petitioner..

Versus

State of Haryana

.... Respondent..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Johan Kumar, Advocate,
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana,
for respondent-State.

Mr. Bikram Chaudhary, Advocate,
for the complainant.

Jaspal Singh, J.

This is a petition under Section 439 of the Code of Criminal Procedure (for brevity, 'Code') preferred by Dinesh Pandit, seeking regular bail, in case bearing FIR No. 84, dated 17.03.2015, under Sections 323, 325, 341, 506, 34 IPC and Section 307 IPC (added lateron), registered at Police Station NIT Faridabad.

2. It is an undisputed fact that initially, case was registered under Sections 323, 325, 341, 506 and 34 IPC against petitioner and his co-accused but subsequently, an offence under Section 307 IPC was added. There is no opinion expressed by any medical officer or medical board that injuries sustained by complainant/injured fall within the

purview of Section 307 IPC, though, complainant-injured sustained as many as three injuries, which are grievous and alleged to have been caused with hammer. The petitioner was arrested on April 09, 2015. Since then, he is suffering incarceration. Moreover, petitioner is facing trial, the disposal of which is not likely in near future.

3. Taking into consideration all these aspects of this case but without expressing any opinion on the merits of the case, petition is allowed and petitioner-Dinesh Pandit is ordered to be released on bail, during pendency of trial, at the satisfaction of trial court/Duty Magistrate, Faridabad.

May 14, 2015
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(JASPAL SINGH)
JUDGE