

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

CRM-M No.21349 of 2015 (O&M)

Date of Decision: 10.08.2015

Sumer

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Rajesh Lamba, Advocate for the petitioner.

Mr. Kuldip Tiwari, Additional Advocate General, Haryana
for the respondent.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail in case FIR No.325 dated 02.05.2014 under Sections 148, 149, 323, 324, 326 and 506 of IPC and under Section 25 of the Arms Act, registered with Police Station Sohna, District Gurgaon.

There was a quarrel amongst two groups of people on a marriage function on the night of 30.04.2014 resulting into the occurrence on 01.05.2014 with the complainant party comprising of five persons and the alleged accused party comprising of nine persons. After investigation, four persons were declared innocent.

As per the allegation in the FIR, the petitioner/accused-Sumer is stated to be armed with Sword and inflicted injuries on Pramod. The petitioner was arrested on 02.05.2014 and the trial is at the stage of recording of the evidence of the prosecution.

Learned Counsel for the petitioner/accused has argued that assuming the petitioner has inflicted the grievous injuries which are on the hand and knee and thus not on the vital part of the body. He has shown, during the course of hearing, a copy of X-ray report of Pramod.

On the other hand, learned State Counsel states that the said Pramod had been inflicted 41 injuries, however, on instructions from S.I. Manoj Kumar, states that most of them are abrasion and contusion.

Without commenting upon the merits of the case and keeping in view the young age of the petitioner/accused, *situs* of the alleged injuries and the period of incarceration of petitioner-Sumer, this Court finds that he deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate, Gurgaon.

August 10, 2015
Gagan

(JASWANT SINGH)
JUDGE