

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM-M-24280-2015
Date of decision: 3.8.2015

Paramveer

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr. Vivek Suri, Advocate for the petitioner.

Mr. Ashish Yadav, Addl. A.G., Haryana.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks bail pending trial in FIR No.49 dated 18.2.2015 registered under Sections 323, 324, 341, 506, 34 and 307 IPC at Police Station, Kalanaur, District Rohtak.

Learned counsel for the petitioner submits that earlier petitioner was granted bail by the learned trial Court. However, later on, an offence under Section 307 IPC came to be added. There is no allegation against the petitioner about the misuse of concession of bail granted to him. He prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from ASI Sajjan Singh, Police Station, Kalanaur, submits that in view of addition of offence under Section 307 IPC, petitioner is not entitled for bail pending trial. He prays for dismissal of the petition.

Having heard the learned counsel for the parties and after careful perusal of the record of the case, this Court is of the considered opinion that in the given fact situation of the instant case, petitioner has

been found entitled for bail pending trial. It is so said because it is undisputed on record that earlier petitioner was on bail. Later on, an offence under Section 307 IPC was added. It will be a moot point whether the grievous injury was caused by the petitioner or his co-accused.

In view of the above and without commenting anything further on merits at this stage, lest it should prejudice the rights of either of the parties, the instant petition is allowed. Petitioner is directed to be released on bail pending trial on his furnishing adequate bail bonds/surety bonds to the satisfaction of learned trial Court.

Disposed of, accordingly.

3.8.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE