

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-24330 of 2015
Date of Decision : 03.08.2015

Raj Kumar @ Raju and anotherPetitioners

Versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE R.P. NAGRATH

Present: Mr. Rishu Mahajan, Advocate
for the petitioners.

Mr. Gazi Mohd., DAG, Punjab.

R.P. Nagrath, J. (Oral)

Petitioner seeks bail under Section 439 Cr.P.C. in FIR No. 86 dated 01.09.2012 for offences under Sections 307, 148 and 149 of Indian Penal Code (IPC), registered at Police Station Lambra, district Jalandhar.

Heard.

Petitioners were earlier proclaimed offenders. Learned State counsel on instructions from ASI Amarjit Singh submits that injury for attracting Section 307 IPC was attributed to Honey son of Jeet Ram, who faced trial alongwith two other accused and they have since been acquitted by learned trial Court on 19.01.2015.

The role attributed to petitioner no. 1 is that he exhorted his companions to cause injuries to the complainant and petitioner no. 2 caused injury with iron rod hitting the injured on the left hand.

Learned counsel for petitioner states that eye-witnesses did not support the prosecution story.

Petitioner is in custody since 04.04.2015 and it will take long time in conclusion of the trial.

In view of the above and without commenting on the merits of the case, the instant petition is allowed and the petitioner be admitted to bail on furnishing bail bonds to the satisfaction of the trial Court.

This order shall be without prejudice to the merits of proceedings that may be initiated against petitioners being proclaimed offenders/persons under Section 174-A IPC.

Allowed in the above terms.

August 03, 2015
jk

(R.P. NAGRATH)
JUDGE