

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

CRM-M-32575-2015

Date of decision: 01.10.2015

Jile Singh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. P.S. Sullar, Advocate
for the petitioner.

Mr. Manoj Kumar Sangwan, DAG, Haryana.

Mr. Saurabh Sharma, Advocate
for the complainant.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks bail pending trial in FIR No.393 dated 08.10.2014 under Sections 148, 149, 323, 324, 302, 506 IPC, registered at Police Station Sadar Thanesar, District Kurukshetra.

Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case, as only lalkara has been alleged against him. Except this no injury has been attributed to the petitioner on the person of the deceased who died because of injury caused by a sharp-edged weapon. He also places reliance on orders passed by this Court, whereby three of his co-accused namely Harbans Singh @ Golu, Suresh and Ajmer Singh were granted the concession of bail by this Court. He prays for allowing the present petition.

On the other hand, learned counsel for the State as well as learned counsel for the complainant, submit that it was the petitioner at whose instance, attack was opened on the deceased and injured. Has the petitioner not exhorted his other co-accused, they would not have caused the fatal injury on the person of the deceased. They pray for dismissal of the present 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 petitioner has been found entitled for bail pending trial. It is so said because despite having made their best efforts, learned counsel for the State as well as learned counsel for the complainant could not distinguish the case of the present petitioner from his abovesaid co-accused Harbans Singh @ Golu etc. It is also a matter of record that petitioner did not cause any injury on the person of the deceased.

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, 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.

[RAMESHWAR SINGH MALIK]
JUDGE

01.10.2015
vishnu