

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-34263 of 2015

DATE OF DECISION: 12.10.2015

Satpal @ Pali

.....Petitioner

Versus

State of Haryana

.....Respondent

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. **Whether reporters of local newspaper may be allowed to see judgment? (Yes/No)**
2. **To be referred to reporters or not? (Yes/No)**
3. **Whether the judgment should be reported in the Digest? (Yes/No)**

Present:- Mr. Vishal Malik, Advocate
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

DAYA CHAUDHARY, J.

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 336 dated 2.7.2015 registered under Sections 148,149,323,307,506 IPC at Police Station Sadar, Panipat, District Panipat.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in this case at the instance of complainant party, whereas, there is no cogent evidence against him. As per allegations in the FIR, the petitioner has given danda blow on the waist of injured-Surinder, father of the complainant, whereas, there are three injuries on the person of injured-Surinder, which are on head, right leg and chest. None of the injury has been attributed to the petitioner. The injury, which is on head

and has been declared dangerous to life, has been attributed to co-accused-Hans Raj, who is behind the bars. Learned counsel also submits that similarly situated co-accused, namely, Hari Ram and Pyare Lal have already been released on regular bail. Investigation has been completed and challan has also been presented. The trial has just been initiated and the same has been committed to the Court of Sessions and will take some time to conclude. The petitioner is behind the bars since 6.7.2015 and no purpose would be served by keeping him behind the bars.

Learned counsel for the respondent-State on instructions from ASI Naresh Kumar has not disputed the custody period as well as the fact of grant of regular bail to co-accused, namely, Hari Ram and Pyare Lal.

In view of the submissions made by learned counsel for the petitioner as well as the nature of injury; and the fact that co-accused, namely, Hari Ram and Pyare Lal have already been released on regular bail; trial is at the initial stage and the same will take some time to conclude; the petitioner is in custody since 6.7.2015 and no purpose would be served by keeping him behind the bars, the present petition is allowed. Petitioner, namely, Satpal @ Pali is directed to be released on regular bail subject to his furnishing bail/surety bonds to the satisfaction of trial Court.

October 12, 2015
pooja

(DAYA CHAUDHARY)
JUDGE