

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

**CRM-M No.40226 of 2015 (O&M)
Date of Decision: 07.12.2015**

Jai Chand

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Vinod S. Bhardwaj, Advocate for the petitioner.

Mr. Rajiv Doon, Assistant Advocate General, Haryana
for the respondent/State along with ASI Jagdish Raj.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail to the petitioner in case FIR No. 130 dated 08.05.2015, under Sections 323, 341, 506 read with Section 34 of the Indian Penal Code and (Sections 325 and 307, IPC added subsequently), registered with Police Station Badhra, District Bhiwani (**Annexure P-1**).

Three accused and the complainant are collaterals and the dispute is regarding possession of a Plot within the *lal dora*.

The petitioner/accused along with his two sons are alleged to have inflicted injuries on the complainant-Dharamvir, armed with *Jellis* and *Axe*. The complainant has received three injuries, two on his head and one on the left elbow. It is conceded that all the there injuries have been stated to be inflicted by a blunt weapon as per the MLR.

Learned Counsel for the petitioner submits that his client has been attributed injury on the left side of ribs, which has been opined to be dangerous to

life, however, there is no fracture. It is thus contended that the opinion has been maneuvered/manipulated. That apart, the petitioner is stated to be in custody since 10.07.2015 and the case is fixed for recording of prosecution evidence. He further submits that his client is ready for an amicable settlement with the complainant.

Learned State Counsel, on instructions from ASI Jagdish Raj, concedes regarding the custody period as also regarding the stage of the trial.

Without commenting on the merits of the case, keeping in view the custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate, Bhiwani.

Disposed of.

December 07, 2015

Gagan

**(JASWANT SINGH)
JUDGE**