

CRM-M-8898 of 2015 1

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

CRM-M-8898 of 2015

Date of decision : 30.04.2015

Harpreet Singh @ Happy

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Mr. Aman Pal, Advocate
for the petitioner.

Mr. R.S.Doon, AAG, Haryana.

Mr. Manoj Kumar, Advocate
for the complainant.

DARSHAN SINGH,J(Oral)

This petition has been filed for grant of the regular bail by petitioner in case FIR No. 76 dated 03.06.2014, under Sections 323, 506, 307, 324 and 326/34 of Indian Penal Code, 1860 (hereinafter called IPC), registered at Police Station Cheeka, District Kaithal.

As per the prosecution allegations, the petitioner and their co-accused have caused injuries to Gurdial Singh, Bajinder Singh and Jagjit Singh-complainant with sharp and blunt weapons.

Learned counsel for the petitioner pleaded that no

specific role has been attributed to the present petitioner. It was alleged that he was armed with an iron rod, but in the investigation a wooden handle of spade (Binda) has been recovered. He further contended that co-accused Sarwan Singh against whom there were also similar allegations has already been granted the concession of bail by this Court.

Learned State counsel assisted by learned counsel for the complainant have opposed the plea of bail on the ground that three persons have suffered serious injuries in this case and accused-petitioner have actively participated.

I have duly considered the aforesaid contentions.

There is no denial to the fact that though, name of the petitioner figured in the FIR but no specific injury has been attributed to him. This fact has also not been disputed that in the FIR it is alleged that he was armed with the iron rod, but in the investigation the wooden rod has been recovered. He is in custody since 17.06.2014 i.e. for the last more than ten months and his co-accused Sarwan Singh has already been granted the concession of regular bail by the Coordinate Bench of this Court against whom there were also the similar allegations. So, the present petitioner also deserves the concession of bail.

Consequently, the present petitioner is hereby

CRM-M-8898 of 2015 3

allowed and the petitioner is ordered to be released on bail on furnishing the requisite bail bonds to the satisfaction of learned trial Court subject to the conditions that he will not brow beat the witnesses or tamper with the evidence and in case of any such eventuality, it will be open to the complainant/State to seek the cancellation of his bail.

Petition stands disposed of.

30.04.2015

s.khan

**(DARSHAN SINGH)
JUDGE**