

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M-26821 of 2016

Date of Decision:-23.09.2016

Devender

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr.Sultan Singh Lamba, Advocate for the petitioner.

Mr.Manish Bansal, DAG, Haryana.

HARI PAL VERMA J.(Oral)

Prayer made in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioners in case FIR No.117, dated 22.02.2016, for offence under Sections 148, 149, 186, 188, 307, 332, 353, 124 A IPC and 25 of the Arms Act, 1959, registered at Police Station, Jhajjar District- Jhajjar.

Power of Attorney has been filed on behalf of the petitioner in Court today which is taken on record.

Learned counsel for the petitioner contends that the petitioner is in custody since 09.03.2016 i.e. the date when he was arrested from PGI, Rohtak where he was admitted, as he received injury on the posterior part of the body. He further submits that the petitioner was not arrested from the place of occurrence and trial in the case will take sufficient long time to conclude.

Learned counsel for the State, on instructions from ASI-Bijender Kumar, though does not dispute the custody of the petitioner, however, submits that he was instrumental in causing injuries to as many as six police officials.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 09.03.2016 and the petitioner was not arrested from the spot as well as the fact that trial in the case will take sufficient long time, as prosecution evidence is yet to start, I deem it appropriate to allow the present petition for grant of regular bail.

Accordingly, the present petition is accepted and the petitioner is ordered to be released on regular bail, subject to their furnishing bail/surety bonds to the satisfaction of the trial Court.

It is made clear that expression made here-in-above shall not be construed as an expression on the merit of the case and the trial Court shall be at liberty to decide the case on the basis of available evidence.

(HARI PAL VERMA)
JUDGE

23.09.2016
Anjal

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No