

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

CRM No. M-29532 of 2016

Date of decision:- August 30, 2016

Sachin

.....Petitioner..

Vs.

State of Haryana

....Respondent..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Rakesh Kumar Sharma, Advocate,
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

Mr. Sudhir Rana, Advocate,
for the complainant.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure, petitioner-Sachin has sought regular bail in case FIR No.355, dated 23.05.2016, under Sections 148, 149, 323, 324, 325, 326 and 506 IPC, Police Station Sector 55, Faridabad, during the pendency of trial.

2. The only allegation against the petitioner is that he while armed with FARSA, dealt its blow on the hand of Kewal Singh-complainant, as a result of which, complainant sustained injury, which falls within the ambit of Section 326 IPC.

3. Undisputably, all the co-accused of the petitioner have already

been granted the concession of bail. The petitioner is in custody since 10.08.2016 and at present he is in judicial lock-up. Meaning thereby, he is no more required for further interrogation. Moreover, the investigation is still going on and report under Section 173(2) Cr.P.C. is yet to be presented in the court of jurisdictional Magistrate. Otherwise, the disposal of case after the presentation of challan is likely to take sufficient long time.

4. Taking into consideration all the aforesaid aspects of this case but without expressing any opinion on the merits of the case, petition is allowed and petitioner is ordered to be released on bail, during pendency of trial, at the satisfaction of trial court/Duty Magistrate.

August 30, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No