

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

CRM-M-31070 of 2016 (O&M)

Date of decision : 14.09.2016

Malkit

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Deepender Singh, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in FIR No.67 dated 16.03.2015, registered under Sections 323, 341 and 506 of the Indian Penal Code (for short 'the IPC') read with Section 34 IPC (later Sections 304 and 325 IPC also added), at P.S. Bawani Khera, Distt. Bhiwani.

It is contended that no specific injury has been attributed to the petitioner. As per the FIR, the petitioner has allegedly given a danda blow. Similarly placed co-accused, namely, Resham and Kuldeep Singh have been admitted to bail by this Court. The petitioner is in custody since 25.03.2015.

On the other hand, the learned State counsel has vehemently opposed the present bail application and states that the petitioner has been specifically named in the FIR.

Heard.

Considering the facts that the petitioner is in custody since 25.03.2015 and similarly placed co-accused, Resham and Kuldeep Singh have already been admitted to bail by this Court, no purpose would be served in keeping the petitioner behind the bars, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

14.09.2016

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No