

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

CRM-M-3114-2016 (O&M)
Date of decision : 29.07.2016

Rajinder Singh @ Harjinder Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Sushil Kumar Verma, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana,
assisted by ASI Satbir Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.133 dated 19.04.2015, registered under Sections 307, 323 and 325 read with Section 34 of the Indian Penal Code, at P.S. Sadar Dabwali, Distt. Sirsa.

Learned counsel contends that initially the FIR was registered under Sections 323 and 325 read with Section 34 IPC. Section 307 IPC has been added subsequently. He refers to Annexure P-3, the x-ray report of injured Darshan Lal, wherein, no fracture is seen. He states that subsequently on the MLR carried out in a private clinic, fracture has been shown to have been suffered by the injured. The petitioner is in custody since 06.07.2015. He is not involved in any other FIR.

On the other hand, learned State counsel, refers to the CT scan report dated 13.04.2015, which indicates that the injured suffered fracture.

ATUL SETHI
I attest to the accuracy and
authenticity of this document
Chandigarh

Heard.

The petitioner is in custody since 06.07.2015. He is not involved in any other FIR. Out of twenty one prosecution witnesses, only one has been examined so far. Therefore, it can safely be inferred that the trial is not likely to be concluded in the near future. The petitioner cannot be kept in incarceration indefinitely. The complainant stands already examined.

Keeping in view the totality of the circumstances, without advertng 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.

29.07.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No