

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

**CRM No. M-31288 of 2015 (O&M)
Date of Decision: 14.03.2016**

Bhanwar Singh

...Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. R.S.Budhwar, Advocate,
for the petitioner.

Mr. Rajiv Doon, AAG, Haryana.

Mr. G.C.Shahpuri, Advocate,
for the complainant.

TEJINDER SINGH DHINDSA. J (ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.201 dated 09.10.2014, under Sections 323, 324, 452, 34, 326 of the Indian Penal Code, registered at Police Station Khizrabad, District Yamuna Nagar.

FIR was registered on the statement of Akhil Walia pertaining to an occurrence that took place on 07.10.2014. Complainant has asserted that he was sitting inside a confectionary shop being run by his father and four young boys came in a Scorpio vehicle bearing registration No.HR-60-B-2323. Two young boys are stated to have come to the counter at the shop and demanded an empty tumbler which the complainant refused. Specific accusation is that the present petitioner abused the complainant and then in a fit of anger broke a wine bottle on the counter of the shop and gave a blow

with the same on the right eye of the complainant.

Counsel appearing for the petitioner has primarily pressed this petition seeking benefit of bail on the ground of length of incarceration suffered by the petitioner stating that the petitioner was arrested on 25.11.2014.

This Court having heard the counsel for the parties, however, is not inclined to extend the benefit of regular bail to the petitioner.

The allegations against the petitioner are specific and categorical. The injury caused on a vital part of the person of the complainant by the present petitioner with a broken wine bottle finds corroboration even from the medical evidence.

Learned State counsel as also counsel appearing for the complainant have adverted to the opinion of Board of Doctors, constituted in Government Hospital, Yamuna Nagar and wherein it has been opined that the complainant who was a young boy of 19 years of age has lost vision in his right eye.

Under such circumstances, the prayer made by the petitioner seeking benefit of regular bail is declined, at this stage.

Petition dismissed.

14.03.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**