

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

CRM No.M-34985 of 2016 (O&M)

Date of decision: November 9, 2016

Naresh Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. S.S.Brar, Advocate for the petitioner.

Ms. Shivali, AAG, Punjab, for the respondent(s)-State.

INDERJIT SINGH, J.

Petitioner-Naresh Kumar has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.75 dated 11.05.2016 registered at Police Station Rahon, under Sections 307, 326, 324, 323, 34 of Indian Penal Code.

Notice of motion has been issued in this case.

Ms. Shivali, Asstt. Advocate General, Punjab, has put in appearance on behalf of the respondent-State and contested this petition. Police record is also available.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that as per the version of the prosecution, the petitioner gave the injury on the head of the complainant with shovel. At the time of arguments, learned State counsel submits that the injury dangerous to life has been attributed to co-accused Tarsem Lal.

The injuries i.e. one grievous and another simple one, are attributed to the

present petitioner-Naresh Kumar. The petitioner is in custody since 24.05.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

November 9, 2016

rajesh.k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No