

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-36926 of 2016

Date of Decision: 25.10.2016

Sumit

...Petitioner(s)

Versus

State of U.T., Chandigarh

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Yashpal Thakur, Advocate
for the petitioner.

Mr. G.S. Chahal, APP, UT, Chandigarh.

HARI PAL VERMA, J.

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.112 dated 3.4.2016 under Section 147, 148, 149, 307, 120-B IPC, registered at Police Station Sector 31, Chandigarh.

Learned counsel for the petitioner contends that the petitioner is in custody since 3.4.2016 and as per the medico-legal case summary dated 16.6.2016 issued by Government Medical College Hospital, Sector 32, Chandigarh, the injury attributed to the petitioner is simple in nature. He further submits that the co-accused of the petitioner namely Sawan has already been admitted on bail by this Court in CRM-30285-2016 in/and

CRM-M-31599-2016 *Sawan v. State of UT, Chandigarh* vide order dated 28.9.2016.

Learned APP, UT, Chandigarh, on instructions from ASI Ashwani Kumar, does not dispute the custody period of the petitioner.

I have heard learned counsel for the parties.

Considering the nature of injury attributed to the petitioner, which is simple in nature and the fact that the petitioner is in custody since 3.4.2016 and the trial in the case will take long time, as charges are yet to be framed, coupled with the fact that the co-accused of the petitioner has also been admitted on bail, I deem it appropriate to release the petitioner on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail subject to furnishing of his bail bonds/surety bonds to the satisfaction of the trial Court.

It is made clear that the observations made hereinabove shall not be construed as any expression on the merits of the case.

October 25, 2016
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No