

CRM No. M-37255 of 2016
DECIDED ON: OCTOBER 25, 2016

SAHIL

....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

Mr. Tanuj Sharma, AAG, Haryana.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Section 439 Cr.P.C., petitioner has sought bail during the pendency of trial, in case FIR No. 288, dated 07.05.2016, under Sections 148, 149, 307, 323, 324 and 452 IPC and Section 25 of Arms Act, registered at Police Station PGIMS Rohtak, District Rohtak.

The only allegation against the petitioner is that he while accompanied with Munish and others dealt a 'danda' blow on the head of complainant-injured (Pawan). There is no such corresponding injury as per the contents of MLR. The another injury, which falls within the purview of Section 307 IPC has been attributed to the co-accused of the petitioner. Petitioner was arrested in this case on 15.07.2016 and after subjecting to custodial interrogation, he was remanded to judicial lock up meaning thereby, his further

custodial interrogation is not required. Even otherwise, on conclusion of investigation report under Section 173 (2) Cr.P.C. has already been presented and the disposal thereof, would certainly take long time.

Taking into consideration all the above-said aspects but without expressing any opinion on the merits of the case, instant petition is allowed and petitioner is ordered to be released on bail at the satisfaction of learned trial Court/Duty Magistrate.

OCTOBER 25, 2016
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(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned *Yes/No*

Whether Reportable *Yes/No*