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

CRM-M-37626 of 2016

Date of decision: November 29, 2016

Manga Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Aditya Sanghi, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.150 dated 08.09.2015, under Sections 147, 148, 149, 307, 323, 325, 347 of Indian Penal Code, 1860, registered at Police Station Baragudha, Sirsa, Haryana, petitioner was arrested on 04.10.2015 and is in jail since then.

Challan has been filed and the trial has yet to commence.

The injury attributed to the petitioner is that he had assaulted the victim by way of baseball bat. Learned State counsel submits that there is fracture of skull. However, looking to the size of injury and looking to the period undergone by the petitioner under trial, I think there is no point in continuing the detention of the petitioner in Jail, particularly when there is no case pending against him.

In that view of the matter, this petition is allowed.

Petitioner be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses.

(A.B. CHAUDHARI)
JUDGE

November 29, 2016

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No