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

CRM-M-38390 of 2016

Date of decision: October 27, 2016

Vinod Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

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

Present: Mr. Rajesh Bansal, Advocate for the petitioner.

A.B. CHAUDHARI, J (Oral)

Notice of motion.

At the asking of the Court, Ms. Tanushree Gupta, DAG
Haryana accepts notice on behalf of the State.

Heard learned counsel for the rival parties.

In FIR No.540 dated 26.06.2016, under Sections 148, 323,
324, 326, 341/149, 506 IPC, registered at Police Station City Thanesar,
District Kurukshetra, the petitioner was arrested on 02.08.2016 and is in
jail since then.

Learned State counsel submits that 9 persons had assaulted
the victim and there are 12 injuries caused to the victim. In so far as the
petitioner is concerned, she submits that he has given *danda* blow on the
chest and right shoulder.

I have seen the other injuries to the victim. The injuries are
on various parts of body, but in so far as the present petitioner is
concerned, the attribution is the injury by *danda* on the chest and right
shoulder. Admittedly, the challan has been filed.

As stated above, all 9 persons including the petitioner assaulted the victim and there is likelihood of the victim being threatened, the evidence of the victim and others being tampered by the petitioner, and other 8 persons who have not applied for bail.

The learned counsel for the petitioner makes a statement, on instructions from his client, that the petitioner would not enter Kurukshetra town till the trial is over and shall not apply for bail for modification of condition for grant of the present order of bail. Statement is accepted.

In view of the above, I make the following order:

ORDER

- (i) Bail to the petitioner is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.
- (iii) The petitioner shall not enter Kurukshetra town till the trial is completed, except the date(s) of appearance before the trial Court.

Learned State Counsel to point out this condition in case the other accused persons apply for bail to the Court.

Disposed of accordingly.

(A.B. CHAUDHARI)
JUDGE

October 27, 2016

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No