

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

CRM-M-39300-2016 (O&M)

Date of decision : 18.11.2016

Ajay

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Ram Kumar Saini, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana,
assisted by ASI Gulab Singh.

Dr. Anmol Rattan Sidhu, Sr. Advocate,
with Mr. Shranav Katyal, Advocate,
for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.197 dated 31.05.2016, registered under Sections 323, 325, 506, 307 and 148 read with Section 149 of the Indian Penal Code, (for short, 'the IPC'); and Sections 25 and 27 of the Arms Act, at Police Station Bhuna, District Fatehabad.

Learned counsel, inter alia, contends that only lathi blows on the person of the complainant have been attributed to the petitioner, therefore, Section 307 IPC is not made out against him. It is a case of version and cross-version. The similarly placed co-accused, namely,

ATUL SETHI
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I attest to the accuracy and
authenticity of this document
Chandigarh

Surender @ Shailender has already been admitted to bail by this Court on 16.11.2016. The petitioner is in custody since 03.06.2016.

On the other hand, learned State counsel, on instructions, informs that on account of the injury given by the petitioner, there is impairment to the injured-complainant.

Heard.

In the discharge slip dated 25.06.2016, issued by M.O., Sapra Hospital, Rewari, though the injury attributed to the petitioner has not been described as grievous but the same has been shown to be the reason for speech impairment of the injured-complainant. The co-accused who has been granted bail by this Court has been attributed simple injuries.

In this view of the matter, no case for grant of bail is made out.

Dismissed.

18.11.2016

**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No