

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

CRM-M-40065-2016 (O&M)
Date of decision : 15.11.2016

Sumit

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Prateek Rathi, Advocate for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana,
assisted by ASI Amar Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in FIR No.193 dated 21.08.2016, registered under Sections 323, 326 and 506 of the Indian Penal Code at P.S. Naraingarh, Distt. Ambala.

Learned counsel refers to the compromise, Annexure P-2, and states that the matter has been amicably settled between the parties. The petitioner is a student of BA-II, and not involved in any other FIR. He is not involved in any other case. He is in custody since 13.09.2016.

On the other hand, learned State counsel has opposed the instant petition. On instructions, learned State counsel submits that the petitioner gave *gandasi* blow on the person of the complainant-injured and his two fingers of right hand have been chopped off. He further states that the challan stands presented and now the matter is fixed for framing of charge.

Heard.

Keeping in view the fact that the matter stands compromised between the parties, the petitioner is not involved in any other FIR, he is behind the bars since 13.09.2016 and the charges are yet to be framed, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

15.11.2016

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(JITENDRA CHAUHAN)

JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No