

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

**CRM-M No. 4078 of 2016 (O&M)  
Date of Decision: 11.02.2016**

Rujdar alias Rojdar alias Ruddar

..... Petitioner

Versus

State of Haryana

..... Respondent

**CORAM: HON'BLE MR. JUSTICE JASWANT SINGH**

Present: Mr. Sarfraj Hussain, Advocate  
for the petitioner.

Mr. Satish Saini, DAG, Haryana  
for the respondent/State assisted by ASI Dhan Singh.

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**JASWANT SINGH, J. (ORAL)**

Prayer is for grant of regular bail on behalf of the accused-petitioner in case FIR No. 120, dated 10.06.2015, for offences punishable under Sections 148, 149, 323, 452, 506 of the Indian Penal Code (Section 307, Indian Penal Code added later on), registered at Police Station Ferozepur Jhirka, District Mewat.

On the complaint of Mev Khan regarding occurrence on 22.05.2015 at 10.00 a.m., three accused persons, namely, Sher Mohammad, Rehana and the present petitioner-Rujdar @ Rojdar @ Ruddar have been challaned. Sher Mohammad has been attributed two iron rod blows to Safina (daughter of the complainant) and co-accused-Rehana attributed iron road blow to Safina. The petitioner has been attributed axe blow from the reverse side on the head of Salmuddin (son of the complainant).

It is contended that there is a single blow inflicted by the present petitioner and that too from reverse side, therefore, no offence under Section 307 of Indian Penal Code is made out against the

petitioner. It is further contended that the petitioner is in custody since 20.11.2015 and after framing of charge, evidence of twenty-three prosecution witnesses is yet to commence.

Learned State Counsel, assisted by ASI Dhan Singh, is unable to refute the aforesaid factual position.

Without commenting on the merits of the case, keeping in view the facts noticed above and custody period of the petitioner, no useful purpose would be served by keeping the petitioner/accused in custody since the trial is not likely to be concluded in near future, the present petition is allowed and the petitioner is ordered to be released on bail subject to satisfaction of Chief Judicial Magistrate/Duty Magistrate, Mewat.

February 11, 2016

*'dk kamra'*

**( JASWANT SINGH )  
JUDGE**