

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

***CRM No.M-40076 of 2015 (O&M)
Date of Decision: 11.01.2016***

Bijender Rana @ Fauji

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Munish Mittal, Advocate for the petitioner.
Mr. Vivek Saini, DAG, Haryana.
....

TEJINDER SINGH DHINDSA.J.

Petitioner seeks the benefit of regular bail pending trial in case FIR No.716 dated 13.10.2015, under Sections 323/307/506 IPC, registered at Police Station Yamuna Nagar City, District Yamuna Nagar.

Briefly noticed, the case of the prosecution is that the petitioner created terror in a drunken condition by carrying an iron rod and had struck the complainant/injured, namely, Chander Kant on his head.

Even as per complainant version, no motive has been attributed. Petitioner is stated to be an army official and who has earned many commendation certificates. Counsel for the petitioner has even adverted to the MLR pertaining to injured in which it is clearly stated that there was smell of alcohol present.

The petitioner has been in custody since 14.10.2015. Investigation in the case is complete. Challan already stands presented and even charges were framed on 05.01.2016. The trial, as such, is at the very initial stage and would take time to conclude.

Without making any observations on merits, this Court is of the considered view that the petitioner is entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to the satisfaction of CJM/Duty Magistrate, Yamuna Nagar.

Disposed of.

11.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**