

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

235

**CRM-M-44062-2015
Date of decision: 14.01.2016**

Sarvan

... Petitioner

Vs.

State of Haryana

... Respondent

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

Present: Mr. Rajat Mor, Advocate
for the petitioner.

Mr. Rajiv Doon, AAG, Haryana.

...

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.182 dated 18.06.2014 under Sections 147, 148, 149, 307, 323, 324, 341, 506 IPC, registered at Police Station Badhra, District Bhiwani.

Counsel for the parties have been heard.

FIR was registered on the statement of Devender, who is stated to have suffered injuries in an incident that had occurred on 17.06.2014.

Complainant has named seven assailants, who attacked him including the present petitioner. Specific roles as also injuries have been attributed to each one of the seven.

As per version of the complainant, the present petitioner had hit the complainant on the left arm with an iron rod. Main accused is Harveer, who had hit the complainant on the left side of his neck with an axe.

It has gone uncontroverted that the injuries attributed to co-accused have attracted the offence under Section 307 IPC.

Counsel for the petitioner has even adverted the copy of MLR of the complainant Devender in which three injuries have been noticed. There is only one injury on the left arm of the complainant/injured, which has been opined to be simple in nature.

Learned State counsel would oppose the present petition by submitting that the petitioner was declared as a proclaimed offender.

Be that as it may, the petitioner was arrested on 29.06.2015 and has been in custody since then.

Without making any observation on merits and keeping in view the facts and circumstances noticed hereinabove, the petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to the satisfaction of the trial Court/Duty Magistrate, Bhiwani.

Disposed of.

14.01.2016

anju

**(TEJINDER SINGH DHINDSA)
JUDGE**