

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

**CRM No.M-44072 of 2015
Date of Decision: 28.03.2016**

Bansi Lal

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HONBLE MR. JUSTICE M.M.S. BEDI

Present: Mr. V.P. Sangwan, Advocate for the petitioner.

Mr. G.S. Salwara, DAG, Haryana.

M.M.S. BEDI J. (ORAL)

Petitioner as member of unlawful assembly is alleged to have given a stick blow on the head and hand of Ravinder. He also gave stick blow on the back of complainant-Sandeep. On the basis of the report of C.T. Scan, the injury on the person of Ravinder has been declared as life threatening injury.

With the assistance of counsel for the State, I have gone through the C.T. Scan report. A perusal of the police file indicates that the opinion has been given on the basis of the report of the Medical Officer of a private hospital. The application filed by the investigating officer does not appear to be fair as while seeking opinion a report has been sought whether the injury on the person of Ravinder Singh was dangerous to life or not. Such suggestive application and the nature of the opinion given will certainly be a debatable issue during the course of trial.

In view of the above, the petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

28.03.2016

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BHUMIKA BHATI
2016.03.29 17:08
I attest to the accuracy and
integrity of this document

**(M.M.S. BEDI)
JUDGE**