

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

CRM-M-5616-2016

Date of Decision: FEBRUARY 23, 2016

PARVEEN

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE NARESH KUMAR SANGHI

Present: Ms. Priyanka Dalal, Advocate
for the petitioner.

Mr. Pawan Gaur, DAG, Haryana.

NARESH KUMAR SANGHI, J.

Prayer in this petition, filed under Section 439 Cr.P.C., is for grant of bail to petitioner-Parveen S/o Ram Niwas resident of Village-Dikadla, who has been booked for having committed the offences punishable under Sections 120-B, 307 and 420 IPC and Section 25 of Arms Act in a case arising out of FIR No.428 dated 26.11.2013, registered at Police Station Sadar, Rohtak.

Learned counsel *inter alia* contends that the first petition of the petitioner was dismissed as withdrawn on 22.01.2015; the petitioner is alleged to have caused injuries on abdomen and left arm of Dharminster-injured; the informant-Guddi and injured-Dharminster have suffered their statements before the Court below and as such, there is no apprehension that the petitioner if enlarged on bail would prevail upon the material witnesses of the prosecution; the petitioner has already

suffered incarceration for more than 2 years after his arrest on 20.1.2014 and that at present the petitioner is neither required nor involved in any other case.

Learned counsel for the State on instructions from ASI Bhagat Singh of Police Station Sadar, Rohtak has not controverted the above factual aspects raised by learned counsel for the petitioner, however, he opposed the grant of bail to him (petitioner) on the premise that out of 29 prosecution witnesses, 16 have been examined and the prosecution would be able to conclude its case in near future.

After hearing learned counsel for the parties, this Court finds that the petitioner has already suffered the incarceration for more than 2 years; the material witnesses have already been examined and as such, the present petition is accepted. The petitioner-Parveen S/o Ram Niwas resident of Village-Dikadla, is directed to be released on bail, during trial, subject to his furnishing bail bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, Rohtak.

(NARESH KUMAR SANGHI)
JUDGE

February 23, 2016
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