

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

**CRM-M No.6805 of 2016 (O&M)
Date of Decision: 16.03.2016**

Lachhman

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Jagjot Singh Lalli, Advocate for the petitioner.

Mr. Gaurav Dhir, Deputy Advocate General, Haryana
for the respondent/State assisted by ASI Aman Parkash.

JASWANT SINGH, J. (Oral)

Present 2nd petition is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused-Lachhman in case FIR No.324 dated 04.06.2015, under Sections 307, 34 of the Indian Penal Code, as charged (**Annexure P-5**), registered with Police Station Sadar Palwal.

It is contended that the petitioner is in custody since 01.07.2015 and the injured-Jai Dev (PW-8) in his testimony has refused to identify the present accused as the one, who gave the *knife* blow. Learned Counsel for the petitioner further submits that even as per the MLR (**Annexure P-2**) conducted on the day of occurrence and prior to recording of the FIR, it was stated to be assault by unknown persons. Thus, it is submitted that the petitioner has been falsely implicated in the present case. It is further submitted that the petitioner is not involved in any other criminal case.

Learned State Counsel, assisted by ASI Aman Parkash, is unable to refute the aforesaid position.

Without commenting on the merits of the case, keeping in view the custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

March 16, 2016

Gagan

(JASWANT SINGH)
JUDGE