

**CRM-M-20405-2017 and
CRM-M-38911-2017**

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

Date of Decision: 15.12.2017

1. CRM-M-20405-2017

Om Parkash

... Petitioner

Versus

State of Haryana

... Respondent

AND

2. CRM-M-38911-2017

Rohtash

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sant Pal Singh Sidhu, Advocate,
for the petitioner in CRM-M-20405-2017.

Mr. D.P.S.Bajwa, Advocate,
for the petitioner in CRM-M-38911-2017.

Mr. B.S.Virk, DAG, Haryana.

Mr. Jasbir Mor, Advocate,
for the complainant.

INDERJIT SINGH, J.

This order shall dispose of CRM-M-20405-2017, filed by
petitioner-Om Parkash and CRM-M-38911-2017, filed by petitioner-

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Rohtash, under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.106 dated 03.05.2016, registered at Police Station Uchana, District Jind, under Sections 302, 323, 148, 149 and 120-B of the Indian Penal Code.

Notice of motion was issued in these petitions. Learned State counsel appeared on behalf of respondent-State and complainant also appeared through his counsel. They contested these petitions.

I have heard learned counsel for the parties as well as learned State counsel and gone through the record.

From the record, I find that private witnesses have already been examined in this case. Both the petitioners namely Om Parkash and Rohtash are stated to be armed with *lathis*. They had not given any injury to the deceased. Only simple injuries on the injured are attributed to the petitioners.

Petitioner-Om Parkash and petitioner-Rohtash have been in custody since 06.05.2016 and 17.07.2016, respectively. They are not required for any investigation or interrogation purposes as they are in judicial custody. 20 prosecution witnesses are still to be examined. The trial of the case will take long time. No useful purpose will be served by keeping the petitioners in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute details; without expressing any opinion on the merits of the case and in view of the fact that no injury was given to the deceased by the petitioners and simple injuries

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on the injured are attributed to the petitioners, both these criminal miscellaneous petitions are allowed and the petitioners are ordered to be released on bail subject to their furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

15.12.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No