

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

CRM M-2146 of 2017(O&M)

Date of Decision: 30.01.2017.

Ajay Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Keshav Pratap Singh, Advocate,
for the petitioner.

Mr. Saurav Mohunta, DAG, Haryana
assisted by ASI Babulal.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 439 Cr.P.C seeking regular bail in case FIR No.221 dated 13.12.2015, registered under Sections 147, 323, 302, 452, 506 and 148 read with Section 149 IPC at Police Station Ateli, District Mohindergarh.

Learned counsel for the petitioner contends that the petitioner did not cause any injury to deceased Puran Singh. In fact, as per the FIR, the injuries were given by co-accused Rattan Singh, Jai Singh and Uday Singh. He further states that similarly situated persons Pardeep and Kailash have been admitted to bail by this Court vide order dated 29.8.2016 passed in CRM M-16950 of 2016. No incriminating evidence could be collected, therefore it is contended that the FIR is a concocted version of the incident.

On the other hand, the learned State counsel submits

that the petitioner has been specifically named in the FIR. The petitioner trespassed in the house of the deceased and caused injuries.

I have heard the learned counsel for the parties and have gone through the case file.

Considering the fact that the similarly situated persons have been allowed bail vide order dated 29.8.2016 passed in CRM M-16950 of 2016, there is no specific injury attributed to the petitioner, the petitioner is in custody since 23.02.2016, challan stands already presented, out of 28 prosecution witnesses, one has so far been examined, therefore, it can be safely inferred that the conclusion of trial will take a long time, so, without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/duty Magistrate concerned.

30.01.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No