

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

CRM-M-217 of 2017 (O&M)
Date of decision : 20.01.2017

Naresh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Naveen S. Bhardwaj, Advocate
for the petitioner.

Mr. Naveen Kaushik, Addl. A.G., Haryana

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in FIR No.321 dated 21.08.2016, registered under Sections 148, 323, 324, 325, 326, 452, 506 and 307 of the Indian Penal Code (for short 'the IPC') read with Section 149 IPC, at Police Station Tosham, Tehsil and District Bhiwani.

The learned counsel for the petitioner states that the petitioner has been falsely implicated in the present case. There is delay of a day in lodging the present FIR as the alleged occurrence took place on 20.08.2016 and FIR was registered on 21.08.2016. The petitioner is in custody since 04.09.2016.

On the other hand, the learned State counsel opposes the

present bail application and states that there are specific allegations against the petitioner in the present FIR.

I have heard the learned counsel for the parties and carefully perused the entire record on file.

The allegation against the petitioner is that he entered the house of the complainant armed with a *gandasi*, and caused head injury to the complainant's wife. Therefore, keeping in view the seriousness of the offence; nature of injury; active role of the petitioner; and the weapon used in the crime, no case is made out to grant the relief sought by the petitioner.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

20.01.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No