

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

CRM-M-24838 of 2017.
Decided on:-19.07.2017.

Sunil Kumar and another

.....Petitioners.

Versus

State of Haryana.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Satbir Gill, Advocate
for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

Mr. K.S. Dhaliwal, Advocate
for the complainant.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioners, namely, Sunil Kumar and Sanjay in case FIR No.268 dated 22.04.2017 under Sections 323, 324, 326 and 506 read with Section 34 IPC and Section 25 of the Arms Act, 1959 registered at Police Station City Fatehabad.

Learned counsel for the petitioners has argued that the allegations against petitioner Sunil Kumar are that he tried to give Kappa blow on the head of the complainant, which hit on his right arm. The injured received a cut on his hand and the petitioner-accused gave another blow

which hit on his right knee. Similarly, allegation against petitioner Sanjay is that he gave a sword blow on the left leg of the complainant and gave another blow on his left shoulder. Thus, the injuries attributed to the petitioners are on the non-vital parts of the body of injured-complainant. He has further contended that the petitioners are in custody since 10.05.2017 and the Challan has been presented in the Court. The conclusion of trial will take sufficiently long time.

On the other hand, learned State counsel has contended that the injuries caused to the complainant are serious in nature and the petitioners do not deserve the concession of bail.

Similarly, learned counsel for the complainant has argued that in view of the nature of injuries caused by the petitioners, which are serious in nature, and the manner in which the injuries were inflicted, the petitioners should not be enlarged on bail.

I have heard learned counsel for the parties.

Admittedly, the petitioners are in custody since 10.05.2017 and the case is at the initial stage as only the Challan has been presented in the Court and, therefore, conclusion of trial is likely to take sufficient long time.

Accordingly, the present petition is allowed and the petitioners are ordered to be admitted on bail on their furnishing bail bonds and surety bonds to the satisfaction of learned trial Court.

It is made clear that the observations made hereinabove are restricted only for limited purpose of disposal of the present petition for

regular bail and shall not construe any expression on the merits of the case.

July 19, 2017
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:

Yes

Whether Reportable:

No