

CRM-M-26431-2017

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

CRM-M-26431-2017

Date of Decision:08.08.2017

Rajender @ Kalia and others

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ramesh Kumar Dhiman, Advocate,
for the petitioners.

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

INDERJIT SINGH, J.

Petitioners-Rajender @ Kalia, Sher Singh and Ombir have filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.125 dated 08.08.2016, registered at Police Station Bawal, District Rewari, under Sections 148, 149, 323, 325, 341, 427, 506 and 307 of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

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

From the record, I find that no injury is attributed to petitioner Nos.2 and 3 namely Sher Singh and Ombir. Injury attributed

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to petitioner No.1-Rajender @ Kalia is with stone, which has been declared dangerous to life. It is a case of version and cross-version and it is yet to be determined by the trial Court on the basis of evidence as to who is the aggressor party.

Petitioner Nos.1 and 3 namely Rajender @ Kalia and Ombir have been in custody since 12.04.2017 and petitioner No.2-Sher Singh has been in custody since 25.04.2017. They are not required for any investigation or interrogation purposes as they are in judicial custody. 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 and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is 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.

08.08.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No