

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

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CRM-M-30464 of 2017

DATE OF DECISION: 25.08.2017.

Rampal alias Pal

....Petitioner.

VERSUS

State of Haryana

....Respondent.

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Bijender Dhankhar, Advocate for the petitioner.

Mr. Munish Dev Sharma, AAG, Haryana.

Shekher Dhawan, J. (Oral)

Present petition is for grant of regular bail to the petitioner, namely, Rampal alias Pal, in case FIR No.350, dated 26.10.2016, registered under Sections 307, 323, 506/34 IPC (Section 307 IPC added lateron), at Police Station City Barwala, District Hisar.

Learned counsel for the petitioner contended that as per First Information Report available with the police recorded on the basis of statement of injured/complainant, namely, Punjab Singh, he was attacked by present petitioner Rampal alias Pal, who was allegedly armed with jaily and Suman, who was armed with gandasi and Ashish, who was armed with lathi and all of them caused injuries to him. The injury was caused with Jaily blow on the left thigh of the injured whereas Suman and Ashish gave blows on his stomach and on the basis of medical opinion, injury on the stomach was found to be 'dangerous to life'. More so, the petitioner was earlier admitted to bail in this case and had never misused the concession of bail

and Section 307 IPC was added later on the basis of medical opinion that injury was 'dangerous to life' and the petitioner is in custody since 06.01.2017 and the trial will take some time to conclude, therefore, the petitioner be released on regular bail.

Learned State counsel submitted that the petitioner along with co-accused had caused several injuries to injured Punjab Singh and they were armed with weapon like jaily, Gandasi and Lathi and the injuries were on his vital part i.e. stomach as well. No case is made out for releasing the petitioner on bail at this stage.

Having considered these facts that petitioner allegedly gave jaily blow to injured Punjab Singh and injury attributed to Suman she is co-accused of this case was declared dangerous to life. More so, the petitioner was earlier released on bail in this case and never misused the concession of bail and he is in custody since 06.01.2017 and the trial is still to take some time, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Hisar.

Nothing said here-in-above shall be construed to be an expression of opinion on the merits of the case.

(SHEKHER DHAWAN)
JUDGE

25.08.2017.

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Whether speaking/reasoned	:	YES/NO
Whether reportable	:	YES/NO