

228

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

CRM-M-45159 of 2017

Date of decision: December 15, 2017

Nihal Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Ranvir Singh Arya, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

Mr. Gautam Shroran, Advocate for the complainant.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties including the counsel for the complainant.

Petitioner seeks grant of regular bail in FIR No.340 dated 12.07.2017, under Sections 147, 148, 149, 323, 324, 325, 326, 307, 506 of Indian Penal Code, 1860, registered at Police Station Sadar Dadri, District Charkhi Dadri.

I have perused the FIR in question. Petitioner was arrested on 13.07.2017 and is in jail since then. In all, there are six injured persons and the parties are said to be neighbours residing at village Rawaldhi, District Charkhi Dadri. Looking to the numbers of persons who have been injured with deadly weapons and the petitioner being the neighbour of the victims, I do not think that the petitioner should be allowed to enter the District Charkhi Dadri till the trial is completed

save and except the dates of appearances before the trial Court in order to prevent any tampering of witnesses by threats etc. to the victims and the witnesses. However, since the petitioner has already been in jail for the last 5 months, he can be released on bail as there is no criminal background against the petitioner and the incident appears to be a quarrel over a dispute between two parties.

Learned counsel for the petitioner, on instructions from the petitioner states that the petitioner would not enter the District Charkhi Dadri till the trial is completed save and except the dates of appearances before the trial Court.

Statement is accepted.

In that view of the matter, this petition is allowed. Petitioner be released on bail to the satisfaction of the learned Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall not enter the District Charkhi Dadri till the trial is completed save and except the dates of appearances before the trial Court. Petitioner shall deposit his passport, if possesses, with the trial Court. Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well. Liberty is reserved in favour of the prosecution to apply for cancellation of bail in case of violation of the conditions.

(A.B. CHAUDHARI)
JUDGE

December 15, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No