

CRM-M No.46332 of 2016
CRM-M No.40804 of 2016 (O&M)

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

CRM-M No.46332 of 2016
Date of Decision: 21.03.2017

AVTAR SINGH @ BHURI

-PETITIONER

VS

STATE OF HARYANA

-RESPONDENT

CRM-M No.40804 of 2016 (O&M)

HARSHDEEP

-PETITIONER

VS

STATE OF HARYANA

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Jagdeep S. Virk, Advocate
for the petitioner(s).

Mr. Pradeep Prakash Chahar, D.A.G., Haryana.

RAJ MOHAN SINGH, J. (ORAL)

Vide this common order, two petitions i.e. CRM-M No.46332 of 2016 titled “**Avtar Singh @ Bhuri vs State of Haryana**” and CRM-M No.40804 of 2016 titled “**Harshdeep vs State of Haryana**” are being disposed of.

Facts are being taken from CRM-M No.46332 of 2016 titled “**Avtar Singh @ Bhuri vs State of Haryana**”.

The FIR was registered at the instance of complainant namely Punjab Singh who alleged that when he

was sitting on a cot in the Mandi, 6-7 boys duly armed with sticks and swords came there and opened attack by raising a slogan. The complainant was hit by sword on his right hand and right leg. He got sticks blow on his left hand, hip and waist. Sukhwinder Singh was given injuries by sticks and swords on his head and hands. Vijay also received injuries.

As per MLR of the complainant, two injuries were found on his person. Injury No.1 was a laceration (6cm x 6.5cm) oval in shape, horizontal in direction, located on right palm, injury simple in nature due to sharp weapon. Injury No.2 was abrasion (2cm x 1cm) on left forearm, oval in shape, horizontal in direction, nature-simple due to blunt force.

Learned State counsel on instructions from ASI Mahesh Kumar admits the aforesaid injuries to be simple in nature. Sukhjinder Singh Cheema received four injuries on his person. Out of the four injuries, injury No.1,2 and 3 were subjected to medical opinion by the Investigating Officer.

As per opinion of the doctor, injury is grievous and dangerous to life. The opinion does not specify as to which injury is found to be grievous and dangerous to life.

Learned State counsel seeks to explain since swords have been recovered from Avtar Singh @ Bhuri in CRM-M No.46332 of 2016 and Sheenu, Sheenu inflicted injury on the

person of complainant, therefore, the injury caused on the person of Sukhwinder Singh has to be presumed to be inflicted by Avtar Singh @ Bhuri. A danda has been recovered from the petitioner Harshdeep.

Petitioner Avtar Singh @ Bhuri is in custody since 25.09.2016 and petitioner Harshdeep is in custody since 13.10.2016. Challan has already been submitted. Out of total 14 prosecution witnesses, 5 prosecution witnesses have been examined.

At this stage, without meaning anything on merits of the case, I deem it appropriate to enlarge the petitioners on regular bail.

In view of above, the petition is allowed. The petitioners are ordered to be released on regular bail subject to their furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an opinion on the merits of the case.

21.03.2017
jjyoti Y.

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No