IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

209 **CRM-M-45854-2017**
Date of Decision: 08.12.2017.

Shiv Ram ...Petitioner.

Versus

State of Haryana ....Respondent.

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CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. S.S. Mor, Advocate for the petitioner.

Mr. Surender Singh, Assistant Advocate General, Haryana.

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Ramendra Jain, J.(Oral)

Through this petition under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case F.I.R. No.73 dated 07.03.2017 registered under Sections 307, 323, 506, 447 read with Section 34 of the Indian Penal Code, at Police Station Tosham, Bhiwani.

Learned counsel inter-alia contends that though the petitioner has been shown as the main accused, who was driver of the tractor and he ran over the same upon the complainant-injured Ranbir Singh, but there is no defnite medical opinion about the injuries suffered by the complainant that any of the said injury was ever 'dangerous to life', but for timely medical aid. The petitioner has been charge sheeted under Section 307 IPC only on the basis of the allegation of the complainant without any medical evidence. The co-accused of the petitioner, namely, Raju @ Raj Kumar has been granted bail by this Court vide order dated 24.10.2017 passed in CRM-M-31936-2017.

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On the other hand, learned State counsel vehemently opposed the bail to the petitioner.

Considering over all facts and circumstances, but without commenting anything on the merits of the case and treating the case of the petitioner on the same parity as that of his co-accused, the petition is allowed and the petitioner is granted regular bail, during the trial, subject to his furnishing bail bond and surety bond to the satisfaction of the trial Court.

(RAMENDRA JAIN)
JUDGE

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No

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