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

**CRM-M No.5476 of 2017
Date of Decision: 03.04.2017**

LOVELY RANA

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Ravi Singh, Advocate
for the petitioner.

Mr. P.P. Chahar, D.A.G., Haryana.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.142 dated 06.11.2016, registered under Sections 148, 149, 323, 324, 307, 506 IPC at Police Station Shahzadpur, District Amabla.

FIR was registered on the statement of Kuldeep Singh with the allegation that on 05.11.2016, he was at Shahzadpur for his personal work along with his newphew Ankush son of Baljit Singh and son of his uncle namely Sahil son of Ramesh Chand. At about 5.00 p.m. Sahil and Ankush had gone to readymade shop and the complainant started purchasing other

articles at some distance. Complainant heard cries of his cousin Sahil and nephew Ankush. On reaching the readymade shop, the complainant found that 6-7 boys were beating Ankush and Sahil and were armed with swords and deadly weapons. Sahil son of Vikram was having a sword in his hand, Gaurav son of Raj Singh was armed with sword and Vishal @ Vishu son of Anil was having *gandasa* which was fitted in iron pipe. Other boys were also having swords in their hands. Sahil son of Vikram gave a sword blow on the head of Sahil son of Ramesh Chand.

The other persons also gave injuries with their respective weapons with an intention to kill. In the statement of injured Sahil, factum of petitioner having caused injuries with sword on the person of Sahil son of Ramesh Chand came to fore that he inflicted sword blow on his head. The said injury was found to be grievous in nature. The injury falling under mischief of Section 307 IPC is on the person of Ankush which has been attributed to Satwinder @ Chhindi and Vishal.

Learned State counsel on instructions from ASI Rajpal Singh stated that the charges have been framed and the next date is 07.04.2017 for prosecution witness.

Petitioner is the author of grievous injury. The complicity of the petitioner viz-a-viz., the other accused would be known at the time of trial.

At this stage, without advertng to the merits of the case, I am of the view that petitioner, who is in custody since 23.11.2016 can be enlarged on bail.

In view of above, petition is allowed. Petitioner is ordered to be enlarged on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

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

April 03, 2017.

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No