

CRM-M-10422-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-10422-2018

Date of Decision: 16th March, 2018

Sumit

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Rajesh Bansal, Advocate,
for the petitioner.

Mr. Kuldeep Sharma, DAG, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing this petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.16, dated 13.01.2018, registered at Police Station Rai, District Sonipat, under Section 323, 326, 307, 324, 34, 452 and 506 of the Indian Penal Code.

It is the contention of the learned counsel for the petitioner that the petitioner is alleged to have come at the spot where incident had taken place after some time with a knife and went waving the same and extending threats. He contends that the challan against the petitioner stands presented and no recovery has been effected from him. Prayer has, thus, been made for the grant of regular bail to the petitioner.

Learned counsel for the State submits that the petitioner is involved in the commission of offence which was initially registered under

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Sections 323 and 324 of the Indian Penal Code but later on, Sections 326 and 307 of the Indian Penal Code have been added. He contends that the petitioner, at this stage, cannot be granted the concession of regular bail.

Having considered the submissions made by the counsel for the parties and keeping in view the role attributed to the petitioner in the FIR where he is stated to have come to the place of the incident after some time and has only threatened and waved the knife in the air which has not been recovered, the present petition is allowed and the petitioner is directed to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

Any observation made herein-above shall have no bearing on the merits of the case during the trial.

16th March, 2018

Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No