

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-14898 of 2018

Date of Decision: 11.07.2018

Raghubir Singh

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. G.S. Sidhu, Advocate
for the petitioner.

Mr. Ashok S. Chaudhary, Addl.A.G., Haryana.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.0088 dated 17.06.2017 under Sections 147, 148, 323, 324, 506 IPC and Sections 326 and 307 IPC (added later on) registered at Police Station Ding, District Sirsa.

Learned counsel for the petitioner submits that the complainant never remained admitted in the hospital and he only visited the hospital. He further submits that the co-accused of the petitioner have already been granted bail, however, the petitioner is in custody for the last more than 7 months.

Learned State counsel, on instructions from SI Mahender Singh, submits that the complainant remained admitted in the hospital from 17.06.2017 to 20.06.2017 and Dr. Nitin Verma, MCH, Neurosurgeon, AIIMS, R.K. Lifeline Hospital, Sirsa has opined that injury no.1, which is attributed to the petitioner, is grievous in nature and it cannot be ruled out that this injury is dangerous to life.

I have heard learned counsel for the parties.

There is no specific opinion of the doctor that the injury attributed to the petitioner was dangerous to life of the complainant. Dr. Nitin Verma has only opined that the injury was grievous in nature and it cannot be ruled out that this injury is dangerous to life. Considering the fact that the petitioner is in custody for more than 7 months and trial in the case will take sufficiently long time, no useful purpose will be served to keep the petitioner in custody, more particularly when his co-accused have already been released on bail, I deem it appropriate to release him on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of her bail bonds/surety bonds to the satisfaction of trial Court.

July 11, 2018
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No