

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

CRM-M-22782 of 2018
Date of Decision: 30.05.2018

Oma and another

....Petitioners

Versus

State of Haryana

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Yashveer Kharb, Advocate
for the petitioners.

Mr. Vikas Malik, DAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case First Information Report No. 300 dated 31.12.2017, under Sections 148, 149, 323, 427 and 506 and Section 307 IPC (added later on) of the Indian Penal Code registered at Police Station Sadar, District Panipat.

It is contended by learned counsel for the petitioners that the injuries which has been resulted in addition of offence under Section 307 has been attributed to one Parveen Kumar. It is further contended that the injuries attributed to the present petitioners are simple in nature and they are in custody since 22.02.2017 and 10.03.2018 respectively. It is also contended that the report under Section 173 Cr.P.C. had already been filed on 11.05.2018 and charges are yet to be framed in this case.

Learned State counsel has acknowledged the above

factual position but opposed the bail and prays for dismissal of the petition.

Heard learned counsel for the parties and and perused the paper book.

Keeping in view the fact that petitioners are in custody since 22.02.2017 and 10.03.2018 respectively and the report under Section 173 Cr.P.C. had already been filed on 11.05.2018 and charges are yet to be framed in this case and total 17 PW's have been cited by the prosecution. Thus, the trial is likely to take a long time to be concluded and as such no useful purpose would be served by keeping the petitioners behind the bars any more.

Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioners namely, Oma and Bhateri be admitted to bail on their furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

May 30, 2018
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no