

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

***Crl. Misc. No.M-27712 of 2018***

Date of Decision: 06.09.2018

Sanjeev @ Sunny

....Petitioner

Versus

State of Haryana

....Respondent

***BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY***

Present:- Mr. Parveen Sharma, Advocate  
for the petitioner.

Mr. Manish Dadwal, A.A.G., Haryana.

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***DAYA CHAUDHARY, J. (ORAL)***

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.132 dated 03.03.2018 registered under Sections 323, 326, 452/34 IPC (offence under Section 307 IPC added later on) at Police Station Samalkha, District Panipat.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the case, whereas, he was not involved. Co-accused of the petitioner, namely, Tara Devi and Raj Pal were initially granted bail and thereafter, offence under Section 307 IPC was added. They have been released on anticipatory bail. Learned counsel also submits that no injury has been attributed to the petitioner but the injury, which has been shown to be attributed to the petitioner is simple in nature. Learned counsel also submits that the injury which falls under Section 326 IPC and the allegation of offence under Section 307 IPC have been attributed to co-accused Suraj. It is also the argument of learned counsel for the petitioner that civil litigation is pending between the family of the

complainant and accused and because of that reason, the present FIR has been got registered. The petitioner is in custody since 08.03.2018. Challan qua the present petitioner was presented on 01.06.2018 and even the charges have not been framed and challan qua other accused has not been presented so far. The trial may take some more time to conclude and no useful purpose would be served by keeping the petitioner behind bars.

Learned State counsel has not disputed the factum of presentation of challan qua present petitioner on 01.06.2018 and role of the petitioner but he has opposed the submissions made by learned counsel for the petitioner.

Keeping in view that the injury which has been attributed to the petitioner is simple in nature and that the petitioner is in custody since 08.03.2018, the present petition is allowed and petitioner, namely, Sanjeev @ Sunny is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

**(DAYA CHAUDHARY)**  
**JUDGE**

06.09.2018  
**gurpreet**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No