

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-29299 of 2018

Date of Decision: 25.09.2018

Mast Ram

...Petitioner(s)

Versus

The State of Punjab

...Respondent(s)

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

Present:- Mr. Mukul Goyal, Advocate
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab.

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.24 dated 08.05.2018 under Sections 307, 325, 323, 341, 34 IPC, registered at Police Station Pojewal, District SBS Nagar.

Mr. Mukul Goyal, Advocate has put in appearance on behalf of the petitioner and filed his *vakalatnama* in Court, which is taken on record.

Learned counsel for the petitioner has argued that the petitioner is about 67 years of age and is in custody since 09.05.2018. No injury has been attributed to the petitioner which may attract the provisions

of Section 307 IPC, since the injuries as mentioned in the MLR have not been declared dangerous to life.

On the other hand, learned State counsel has filed custody certificate of the petitioners and has specifically submitted that though the injuries so caused on the person of Jasvir Singh are grievous in nature, but not dangerous to life.

I have heard learned counsel for the parties

Admittedly, the petitioner is in custody since 09.05.2018 and nothing has been brought on record to suggest that the injuries so caused on the person of Jasvir Singh attracts the provisions of Section 307 IPC. Considering the fact that the injuries so caused to Jasvir Singh are not dangerous to life, the challan has been presented and trial in the case will take long time and no useful purpose will be served to keep the petitioner in custody, 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 his bail bonds/surety bonds to the satisfaction of the trial Court.

September 25, 2018
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No