

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

**CRM-M-33525-2018
Date of decision: 10.08.2018**

Ankush and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Naveen Mandhan, Advocate
for the petitioners.

Mr. Himmat Singh, DAG, Haryana

Mr. Manoj Kumar Taya, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioners in case FIR No. 176 dated 29.04.2018, registered under Sections 148, 149, 323, 326, 506, 325 and 216 of the IPC at Police Station Butana, Karnal.

Learned counsel for the petitioners submits that as per the opinion of the medical board, Section 307 IPC has been deleted and Section 326 IPC has been added due to injury in the left finger of the injured. Learned counsel for the petitioners further submits that petitioner No. 1 is in judicial custody since 04.05.2018 and petitioner No. 2 since 30.05.2018. It is further submitted that the challan has already been presented and the petitioners are not involved in any other FIR and they are first offenders.

Learned counsel for the petitioners further submits that no role is attributed to petitioner No. 2 Akshit Kumar and the injury attributed to

petitioner No. 1 Ankush is on the non-vital part of the body.

Learned State counsel has filed custody certificates and has not disputed the fact that Section 307 IPC has been deleted during the investigation and the challan has been presented.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the challan has been presented and the petitioners are no more required for any further custodial interrogation; the instant petition is allowed. Petitioners Ankush and Akshit Kumar are ordered to be released on regular bail on their furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate, concerned.

August 10, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No