

212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

HEMLATA
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CRM-M-38502-2018 (O&M)

Date of decision:07.09.2018

Anil

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Arun Sharma, Advocate
for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

RAJBIR SEHRAWAT, J. (ORAL)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of bail pending trial in case FIR No. 560 dated 21.06.2018 under Sections 148, 149, 324, 452, 427, 506 of IPC and Section 326 of IPC and Sections 25/54/59 of Arms Act added later on, registered at Police Station Model Town, District Panipat.

Learned counsel for the petitioner contends that the petitioner has not been attributed any serious injury to any person. Even as per case of the prosecution, the petitioner is shown to be armed only with *danda*. The petitioner is in custody since 26.06.2018. Challan has already been presented. The trial is likely to take long time and the petitioner is not required for any investigation purposes. Charges have not yet been framed.

On the other hand, learned State counsel, being instructed by ASI Raj Kumar, submits that there is another case against the petitioner. It is further contended that the petitioner has participated in the incident, therefore, he could not be granted any bail pending trial.

In reply, learned counsel for the petitioner points out that even the other case has been registered regarding the same incident from which the present FIR has arisen.

In view of the above submissions made by learned counsel for the petitioner, but without commenting any further on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety bonds to the satisfaction of the Trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

07.09.2018
Hemlata

Whether speaking/reasoned	Yes / No
Whether reportable	Yes / No