

CRM-M-39038-2018

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

CRM-M-39038-2018

Date of Decision: 17.10.2018

Dalbir Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Parminder Singh, Advocate,
for the petitioner.

Mr. Sharad Kumar Yadav, DAG, Haryana.

Mr. Manoj Kumar Taya, Advocate,
for the complainant.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.16 dated 18.01.2017, registered at Police Station Nissing, District Karnal, under Sections 148, 149, 323, 325, 285, 506, 307 and 379-B of IPC and Section 25 of the Arms Act, 1959.

Notice of motion has been issued. Learned State counsel has appeared on behalf of the respondent-State and complainant has also appeared through his counsel. They have contested this petition.

I have heard learned counsel for the parties as well as learned State counsel and gone through the record.

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From the record, I find that no injury has been declared dangerous to life, rather injuries have been caused with blunt weapon. There is no fire-arm injury in this case. The present petitioner is stated to be armed with iron rod and has caused injury on the leg of the complainant.

It is also stated that earlier, the petitioner was got declared proclaimed offender by the police in this case.

Learned counsel for the petitioner submits that the petitioner is aged about 70 years.

The petitioner has been in custody since 02.08.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

17.10.2018

parveen kumar

Whether speaking/reasoned

Whether reportable

(INDERJIT SINGH)
JUDGE

: Yes

: No