

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-47264-2018 (O&M)

Date of Decision:- 5.12.2018

Pawan

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Abhimanyu Singh, Advocate, for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G. Haryana.

GURVINDER SINGH GILL, J. (Oral)

The petitioner seeks grant of regular bail in a case registered vide FIR No.1148 dated 18.9.2018, registered at Police Station Karnal City, District Karnal, under Sections 148, 149, 323, 324, 452 and 506 of Indian Penal Code, 1860.

The FIR was lodged at the instance of Vishnu Dutt wherein it has been alleged that on 17.9.2018, when he was present in a salon for hair cut, then he was attacked by accused Golu @ Ravi, Rubal son of Rattan Singh, Ravi @ Tarzan, Cheema, Golu and Pawan. It is alleged that Golu @ Ravi was carrying a 'gandasi' and who inflicted blow with the same on the head of the complainant. Rubal is also stated to be carrying 'gandasi' and is alleged to have given blow with the same on the left hand of the complainant. Ravi @ Tarzan is stated to have given blow with knife on complainant's back and when the complainant fell down, the remaining

accused persons are also alleged to have inflicted injuries to him with 'sticks'.

Learned counsel for the petitioner has submitted that the petitioner is not alleged to have inflicted any blow with any deadly weapon and at best can be attributed a blow with a 'stick'. It has further been submitted that the petitioner in any case deserves the concession of bail on the ground of parity, since co-accused Rubal and Ravi @ Tarzen have already been granted regular bail by this Court vide order dated 28.11.2018.

On the other hand, the learned State counsel has opposed the petition while submitting that the petitioner is specifically named in the FIR and no case for grant of bail is made out.

Having considered rival submissions addressed before this Court and bearing in mind the nature of allegations against the present petitioner as well as on ground of parity, the petition is accepted. Accordingly, petitioner-Pawan is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

December 5, 2018

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No