

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-47112-2017

Date of Decision: 30.07.2018

Ram Avtar and others

.. Petitioners

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sanjay Vashisth, Advocate for the petitioners.

Mr. Sukhdeep Parmar, DAG, Haryana.

Mr. Keshav Pratap Singh, Advocate
for the complainant.

...

Inderjit Singh, J.

Petitioners have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.86 dated 27.05.2017, registered at Police Station Bawani Khera, District Bhiwani, under Sections 147, 148, 149, 323, 341 and 506 of Indian Penal Code (later on Section 325 IPC was added); after about 03 months of presentation of challan, converting the offence under Section 307 IPC also.

Notice of motion was issued in this case.

Learned State counsel and counsel for the complainant have appeared and contested this petition.

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

From the record I find that earlier the challan was presented on 23.08.2017 for offence under Sections 147, 148, 149, 323, 341, 506 and 325 of Indian Penal Code and the charges were framed by the trial Court and

trial was started. Then on 20.11.2017, the Medical Board gave the opinion in this case that the cumulative effect of all the injuries is dangerous to life. The petitioners had already been granted regular bail and they are appearing before the trial Court on the same facts.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 11.12.2017, granting interim bail to the petitioner, is made absolute. The next date before the trial Court is 06.08.2018 and if the trial Court frames the charges under Section 307 IPC then it is ordered that the petitioners be not arrested and be released on bail subject to their furnishing personal bonds and surety to the satisfaction of trial Court.

30.07.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No