

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

Crl. Misc. No.M-48301 of 2018

Date of Decision:- 26.11.2018

Tafim

....Petitioner

VS.

State of Haryana

....Respondent

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr.Abhilaksh Grover, Advocate,
for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Sudhir Mittal, J. (Oral)

The petitioner seeks regular bail in case FIR No.459 dated 12.12.2017 registered at Police Station Tauru, District Nuh under Sections 323, 324, 506 and Section 307 IPC was added later on

Learned counsel for the petitioner submits that the petitioner has been in custody since 20.3.2018. However, the trial is not likely to be concluded at an early date as two witnesses are not appearing. There is no other criminal case pending against the petitioner and, thus, he may be released on regular bail.

Learned State counsel is unable to contradict the factual submissions made hereinabove. He, however, submits that the injury caused under Section 307 IPC is attributable to the petitioner.

Whether the petitioner is guilty of committing an offence under Section 307 IPC is a matter of trial. I would not like to opine on this at this particular stage.

Keeping in view the custody period of the petitioner as well as the fact that the trial is getting delayed on account of non-appearance of the PWs, it would

be appropriate to release the petitioner on regular bail as no useful purpose would be served by keeping him in custody indefinitely.

In view of the above, this petition is allowed and petitioner-Tafim is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of learned trial Court concerned.

November 26, 2018	(SUDHIR MITTAL)
poonam	JUDGE

Whether Speaking/Reasoned	Yes
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Whether Reportable	No
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