

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-51208-2018 (O&M)

Date of Decision:- 28.11.2018

Rubal and another

... Petitioners

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.

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**GURVINDER SINGH GILL, J. (Oral)**

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

The FIR was lodged at the instance of Vishnu Dutt wherein it has been alleged that on the day of occurrence, when he was present in a salon for hair cut, then he was attacked by accused Golu @ Ravi who is alleged to have inflicted a 'gandasi' blow on the head of the complainant. Petitioner No.1/Rubal carrying a 'gandasi' is stated to have given blow with the same on the left hand of the complainant. Petitioner No.2/Ravi @ Tarzen is stated to have caused an injury with 'knife' on the back of the complainant. After the complainant fell down, the other accused are also alleged to have inflicted injuries with the help of 'sticks'.

Learned counsel for the petitioners has submitted that none of the two petitioners is alleged to have caused any injury on the vital part and that the only 'grievous injury' i.e. the injury on the head is attributed to co-accused (non-applicant Golu @ Ravi).

In response, learned State counsel has submitted that since the injury on the head has been declared a 'grievous injury', no case for grant of bail is made out.

Having considered the rival submissions addressed before this Court and also the fact that the 'grievous injury' is attributed to non-applicant Golu @ Ravi and also that the challan has already been filed, no useful purpose would be served by further detaining the petitioners behind bars. Accordingly, petitioners-Rubal and Ravi @ Tarzen are ordered to be released on regular bail on their furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

The present petition stands accepted accordingly.

**November 28, 2018**

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**( Gurvinder Singh Gill)**  
**Judge**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No