

CRM-M-5769-2018

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

CRM-M-5769-2018

Date of Decision: 21.02.2018

Shiv Kumar alias Shiva

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

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

Mr. Neeraj Poswal, AAG, Haryana.

INDERJIT SINGH, J.(Oral)

Petitioner-Shiv Kumar alias Shiva has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.06 dated 02.01.2017, registered at Police Station Gharaunda, District Karnal, under Sections 148, 149, 323, 324, 353, 326 and 307 of the Indian Penal Code.

Notice of motion has been issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

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

From the record, I find that as per the prosecution version, the present petitioner was stated to be armed with *danda*. He gave a *danda* blow thrust-wise on the chest of Tarsem. The said injury has been declared simple in nature.

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Challan has already been presented. The petitioner has been in custody since 20.11.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take 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 regular bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

21.02.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No