

CRM-M-6788-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6788-2018

Date of Decision: 26th February, 2018

Daljit @ Jeeti

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. G.S.Sandhu, Advocate
for the petitioner.
Mr. Apoorv Garg, DAG, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing this petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.272, dated 08.05.2017, registered at Police Station Assandh, District Karnal, under Sections 148, 149, 323, 307, 302 and 506 of the Indian Penal Code.

It is the contention of the learned counsel for the petitioner that the injury which is attributed to the petitioner by a *danda* on the person of Rahul is found to be simple in nature. He states that the cause of death was injury No.1, which was with a knife on the person of Ajay by Balihari, the co-accused of the petitioner. He further states that the petitioner is in custody since 21.05.2017 and the trial in this case is not likely to conclude soon as charge has been framed on 15.12.2017 but till date, no prosecution witness has been examined. He, therefore, prays for grant of regular bail to

the petitioner.

Counsel for the State could not dispute the factual assertion as has been projected by the counsel for the petitioner. He, however, on instructions from ASI Ravinder Kumar, P.S. Assandh, District Karnal, states that out of 13 accused, 10 have been arrested till date and qua remaining three accused, warrants of arrest have been issued.

Keeping in view the facts and circumstances of the case and also in the light of the fact that the trial is not likely to conclude soon as no prosecution witness has been examined till date and the petitioner is in custody since 21.05.2017, the present petition is allowed, without expressing any opinion on the merits of the case and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

(AUGUSTINE GEORGE MASIH)
JUDGE

26th February, 2018
Harish

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No