

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

CRM-M-1669 of 2019
Date of Decision:21.01.2019

Raj Singh ...Petitioner

Versus

State of HaryanaRespondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Promila Nain, Advocate
for the petitioner.

Mr. Yashwinder Singh, DAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case First Information Report No. 413 dated 09.08.2018, under Sections 323, 307, 506 and 34 of the Indian Penal Code registered at Police Station Ganaur, Sonipat.

It is contended by learned counsel for the petitioner that he is in custody since 09.08.2018 and all the other co-accused have already been granted the concession of either regular bail or pre arrest bail. Further contends that wife as well as brother of the petitioner also suffered injuries in the same very occurrence. Again submits that there is a delay of 6 days in lodging the FIR and report under Section 173 Cr.P.C. has been submitted before the Court of competent jurisdiction, thus the trial is likely to take long time, hence, he be enlarged on bail.

On instructions from ASI Vijay Pal, learned State counsel has

duly acknowledged the above factual position regarding custody, release of co-accused on bail, delay in lodging the FIR and submits that the case is now fixed for 05.02.2019 for consideration of the charge(s).

In view of the fact that the petitioner is in custody since 09.08.2018 and the report under Section 173 Cr.P.C. has been submitted before the Court of Competent Jurisdiction. Now the case is fixed for 05.02.2019 for consideration of the charge(s). There are injuries to the petitioner side also, therefore, who is the aggressor in this case will be decided during trial. The trial is likely to take a long time to be concluded. In view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Raj Singh be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

January 21, 2019
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no