

CRM-M-10747-2019

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-10747-2019

Date of Decision: 15.03.2019

Ramesh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Priyanka Dalal, Advocate,
for the petitioner.

Mr. Sharad Kumar Yadav, DAG, Haryana.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No. 494 dated 27.12.2016, registered at Police Station Sector 40, Gurugram, under Sections 302, 323, 452, 506 and 34 of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

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

As per the prosecution version, the present petitioner was armed with *danda* and gave injury on the head of complainant. As per the FIR, mother of complainant alongwith his *bhabhi* came there. As per

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the FIR, the accused also done fighting/beating with the mother of complainant, who died.

As per the board of doctors, cause of death in this case is shock following sudden cardiac arrest.

The petitioner has been in custody since 22.01.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case especially in view of the facts and circumstances of the present case.

In view of the above facts and 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 bail subject to his furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

15.03.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No