

CRM No. M-13846 of 2019 (O&M)
Date of Decision : 21.05.2019

Mahender

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Satish Saini, DAG, Haryana.

Anupinder Singh Grewal, J.(Oral)

The petitioner is seeking regular bail in FIR No. 440, dated 22.08.2018, under Sections 302, 324, 449, 506, 34 IPC, 1860, registered at Police Station Ganaura, District Sonapat.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he caused injury with *Gandasa* blow on the chest of the deceased but as per post-mortem report, there is no injury on the chest of the deceased. The cause of death is "cardiomegaly and ischeamic heart disease as a result of emotional stress during assault". The other injury which is attributed to the petitioner is on the head of the injured for which Section 324 has been invoked. The petitioner is 72 years of age and not involved in any other case. The petitioner is in custody for almost 9 months.

Learned State counsel on instructions from ASI Sanjay Kumar states that although investigation has been completed and 3 out of 16 prosecution witnesses have been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is 72 years of age, I deem it to be a fit case to grant him the concession of regular bail as the conclusion of the trial is likely to take some time.

Without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

21.05. 2019
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>