

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

CRM-M-21462-2019 (O&M)
Date of decision : 15.05.2019

Deepak @ Sher

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Arun Avasthy, Advocate for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

ANIL KSHETARPAL, J. (ORAL)

Prayer in the petition is to grant regular bail to the petitioner in FIR No.28 dated 17.02.2018 registered under Section 302 of the Indian Penal Code at Police Station Alewa, District Jind.

Learned counsel appearing on behalf of the petitioner contends that the petitioner has been falsely implicated in the case. He while referring to the FIR submits that only one injury on the head is attributed to the petitioner who is sole accused whereas as per the medical evidence, deceased was having 5 injuries including 2 head injuries. He has further drawn attention of the Court to the photograph Annexure P-3 (Colly) to assert that the deceased died in a motor vehicular accident.

Investigating Officer ASI Satyawan, who is present in the Court

admits that the vehicle belongs to the complainant party. It has further been contended that the prosecution has examined 4 witnesses out of 14 witnesses.

Without commenting on the merits of the case and keeping in view the fact that the petitioner is in custody since 17.02.2018, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Jind.

Accordingly, the present petition is allowed.

15.05.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No