

S.No.217

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

CRM-M-23088 of 2019 (O&M)

Date of Decision:24.05.2019

Vikram @ VickyPetitioner

Vs.

The State of HaryanaRespondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Ajay Shekhawat, Advocate
for the petitioner.

Mr. M.D. Sharma, AAG, Haryana.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.156 dated 26.02.2019 registered under Sections 323, 341, 307, 506 and 34 IPC and under Section 25, 27 of Arms Act at Police Station City Bhiwani, District Bhiwani.

Learned counsel for the petitioner submits that the case against the petitioner is totally concocted. Otherwise also, the petitioner is not attributed the act which has invited Section 307 IPC in this case. The only attribution to the petitioner is that he caught hold of the injured. Otherwise also, the injuries on the body of the alleged injured are simple in nature. It is further submitted that the petitioner is in custody since 01.03.2019. Challan has already been filed in this case. The petitioner is not required for any investigation purposes.

On the other hand, learned State Counsel submits that the petitioner was part of a group who fired upon the injured. It is further submitted that there are two more cases against the petitioner. However, it

is not disputed that in this case, the injury attributed to the petitioner is only simple in nature. It is also not disputed that the petitioner is in custody since 01.03.2019 and the challan has already been filed in this case.

As response to the argument of the learned State Counsel, learned counsel for the petitioner submits that in the cases mentioned by the State Counsel, the petitioner has already been released on bail pending trial. The petitioner is not in custody in any other case except the present one.

In view of the above, but without commenting upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

May 24, 2019
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No