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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-24658-2019

Date of decision-28.08.2019

Deepak

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Rahul Jaswal, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana assisted by
SI Satish.

MANOJ BAJAJ, J.

Petitioner- Deepak has prayed for grant of regular bail in case FIR No.118 dated 19.10.2018 under Sections 148, 323, 324, 341 and 506 read with Section 149 of Indian Penal Code, 1860 (Sections 325, 326, 307 and 342 IPC added later on) registered at Police Station Bapoli, District Panipat. The petitioner is in custody since his arrest on 22.10.2018.

The FIR was registered on the statement of the complainant Subhash with the allegations that on 18.10.2018, when he was coming back to house on motorcycle from his fields, a number of children were playing in the street. In order to save them, he turned his motorcycle on one side of the street. Then, Amit along with his companions stopped him. When the complainant asked them to be on a side, they started abusing. In the meanwhile, petitioner along with his companions gave several lathi blows to the brothers and nephew of the complainant.

Learned counsel for the petitioner contends that the injury attributed to the petitioner, is not punishable under Section 307 IPC and the said offence was also added later on, i.e. after two days of the occurrence on 20.10.2018. According to him, the trial is likely to take some time and further custody may not be justifiable. Learned counsel further placed reliance upon order dated 09.05.2019 passed by this Court whereby concession of regular bail has already been granted to the co-accused.

On the other hand, the bail is opposed by learned State counsel, who is assisted by SI Satish on the ground that offence is serious in nature as the petitioner has caused injury to the victim which is dangerous to life.

Considering the above background and the fact that the trial of the case is likely to consume more time, this Court does not find any valid reason to detain the petitioner any further in custody. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Panipat.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

28.08.2019

vanita

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No