

In the High Court of Punjab and Haryana at Chandigarh

233-2

CRM-M-54105-2018 (O & M)

Date of Decision: 22.05.2019

JAIBIR

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Mohit Nehra, Advocate for the petitioner.

Mr. Satish Saini, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 321, dated 19.07.2018, under Sections 148, 149, 323, 307, 379-B, 386, 427, 506 IPC and Section 25 of the Arms Act, registered at Police Station Tosham, District Bhiwani.

Learned counsel for the petitioner contends that the petitioner was objecting to the opening of the liquor vend near a residential area and an altercation is stated to have taken place with the complainant. The complainant is a liquor contractor, who had been granted licence to set up the liquor vend in the area. He also contends that the injuries which are attributed to the petitioner, who is alleged to have been armed with 'danda', are simple in nature. The petitioner is in custody for over 9 months.

Learned State counsel on instructions from ASI Anand Kumar states that although the investigation has been completed but none out of 33 prosecution witnesses has been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is attributed only simple injuries, the petitioner is in custody for over 09 months and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

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

(ANUPINDER SINGH GREWAL)
JUDGE

May 22, 2019

A.Kaundal

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No