

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

CRM-M-32193-2019 (O&M)

Date of Decision: 30.08.2019

Subham @ Kali

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present : Mr. Jasvinder Singh Saini, Advocate
for the petitioner.

Mr. Anmol Malik, D.A.G. Punjab.

ANIL KSHETARPAL, J. (Oral)

The petitioner who is aged about 20 years prays for grant of concessions of regular bail during the pendency of the trial in a case arising from FIR No.46 dated 07.05.2019 registered under Sections 323, 324, 506 and 34 IPC (later on offence under Section 308 IPC was also added) at Police Station Jhansa, District Kurukshetra.

As per the case of the prosecution, the petitioner had inflicted injury to the informant-Ajay with knife in his stomach. The petitioner is in custody since 8.5.2019. Investigation is complete and challan has been presented. Charges have also been framed. The case is now fixed for prosecution evidence.

Learned counsel for the petitioner while drawing attention of the Court to the medico legal report has submitted that after examining the injured, Doctor had recorded as under:

“On examination:- A sharp margined lesion of 1 X 1 centimeter in left hypochondria region & fresh blood cozing out of it, Depth cannot be measured.”

Learned counsel for the petitioner further submitted that in view of the aforesaid injury, offence under Section 307 IPC is not made out.

Be that as it may, the petitioner is in custody for nearly three months. Investigation is complete. The petitioner is not involved in any other case.

Without commenting on the merits of the case and keeping in view the aforesaid facts as also the trial of the case is likely to take time, it is considered appropriate to release the petitioner on regular bail on their furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

30.08.2019
rajeev

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No