

S.No.228

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

CRM-M-52239 of 2019 (O&M)

Date of Decision:12.12.2019

Surender @ Babu

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Sumit Gupta, Advocate for the petitioner.

Mr. Amrik Narwal, DAG, 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.644 dated 13.09.2019 registered under Sections 324, 307 and 379-B IPC at Police Station Gharaunda, District Karnal.

It is contended by learned counsel for the petitioner that the case against the petitioner is totally concocted. Even as per the complainant, the petitioner is alleged to have given only first blows to the complainant. In any case, the petitioner is not attributed the injury inviting Section 307 IPC. Challan has already been filed. The petitioner is not required for any investigation purposes. Hence, the petitioner deserves to be released on bail.

On the other hand, learned State Counsel submits that the petitioner is involved in a heinous crime. However, it is not disputed that the petitioner is alleged to have given fist blows to the complainant and that the injury inviting Section 307 IPC is not attributed to the petitioner. It is also not disputed that the challan has already been filed.

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.

December 12, 2019
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(RAJBIR SEHRAWAT)
JUDGE

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