

**HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH****CRM-M-45-2020****Date of decision: 13.05.2020****Sagar****....Petitioner****V/s.****State of Haryana****.....Respondent****CORAM: HON'BLE MS. JUSTICE RITU BAHRI.**

Present: Mr. Diwan Singh Adlakha, Advocate  
for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana.

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**Ritu Bahri, J. (Oral)**

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No. 180 dated 23.09.2019 under Sections 323, 325, 341, 506, 34 IPC and Section 307 IPC added later on, at Police Station Bilaspur, District Yamuna Nagar.

Learned counsel for the petitioner contends that only one danda blow has been attributed to the petitioner on the head and in this background offence under Section 307 IPC has been made out. After presentation of challan, other co-accused has already been released on bail and the bail application of the petitioner has been declined on the ground that injury attributed to him was dangerous to life.

Learned counsel for the State has argued that since the injury attributed to the petitioner amounts to offence under Section 307, therefore he is not entitled to be released on bail.

In the present case, the challan has been presented but the fact that trial may still take some time for its conclusion since the nature of injury will be examined by the trial Court in due course of time and keeping

in view the prevailing COVID-19 pandemic, this Court feels that there is no need to detain the petitioner any longer. Accordingly this petition is allowed and petitioner is ordered to be enlarged on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

**13.05.2020**

**Divyanshi**

**RITU BAHRI  
(JUDGE)**

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|-----------------------------------|---------------|
| <b>Whether speaking/reasoned:</b> | <b>Yes/No</b> |
| <b>Whether Reportable:</b>        | <b>Yes/No</b> |