

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

**CRM-M-24009-2020(O&M)
Date of decision: - 26.08.2020**

Manjeet @ Manju

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ajay Ghangas, Advocate for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 0083 dated 21.8.2019 under Sections 323, 34, 452 and 506 IPC (later on Sections 307 and 325 IPC were added) registered at Police Station Industrial Area, Sector-29, Panipat, District Panipat.

Learned counsel for the petitioner submits that as per MLR (Annexure P-2) there is one injury on the forehead of injured-Satish Kumar, who is husband of the complainant, and the said injury has been allegedly attributed to the petitioner as well as co-accused Anil @ Kanika. He further submits that the said injury was designated as dangerous to life by the Neurosurgeon of the private hospital on 27.8.2019 but the Medical Officer, Civil Hospital, Panipat, after observing the CT report dated 26.8.2019,

declared the injury as grievous in nature on 02.10.2019.

Learned counsel for the petitioner further submits that petitioner has been in judicial custody since 22.8.2019 and two co-accused have been granted regular bail by the learned Sessions Court on 27.9.2019. Moreover, co-accused Anil @ Kanika has already been granted regular bail by this Court, vide order dated 06.08.2020.

Learned State counsel submits that challan has been presented in the present case and has not disputed the factum regarding custody period of the petitioner and bail granted to the co-accused.

In the present case, one iron rod blow has been attributed to the petitioner and co-accused Anil @ Kanika and the said injury was initially declared as dangerous to life on 27.8.2019 by the Neurosurgeon of private hospital but later on it was declared grievous in nature by the Civil Hospital on 02.10.2019, after observing the CT report dated 26.8.2019. The petitioner has been in judicial custody since 22.8.2019. The trial will take time to conclude. No useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

26.08.2020

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No