

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

CRM-M-23560-2021

DECIDED ON: 14th September, 2021

Ramesh

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Vikas Bishnoi, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG Haryana.

AVNEESH JHINGAN, J (ORAL)

Due to COVID-19 situation, the Court is convened through video conference.

This petition under Section 439 Cr.P.C. is filed seeking regular bail in case of FIR No.73 dated 26.5.2018 under Sections 147, 148, 149, 302 IPC (323, 324, 326, 452, 427 IPC and Section 25 of the Arms Act, 1959 were added later on) registered at Police Station Bass, District Hisar.

The FIR was registered at the statement of Vikram Kumar. The allegations are that on 25.5.2018, there was a scuffle between the complainant and his neighbour Sinu @ Suresh who are related to each other. The incident flared up, Ramesh armed with Kulhara, Sinu @ Suresh armed with Sword, Satbir armed with Lathi, Rajeram armed with Lathi, Naseeb and Somveer armed with Lathi attacked the complainant and Sunil (deceased). As per the allegations in the FIR, Sinu @ Suresh gave a sword blow to Sunil, Satbir and Rajeram caused injuries with lathi, Jai Bhagwan caused injuries with Kulhara and other co-accused also caused injuries. The complainant was

given Kulhara blow by Ramesh on the forehead. Vicky @ Vikas and Manoj caused injuries with brick. Sunil succumbed to the injuries. As per the post-mortem report the cause of death was:

"In our opinion the cause of death in this case is due to shock and haemorrhage which is due to multiple injuries which is sufficient to cause death in ordinary course of nature."

Learned counsel for the petitioner submits that he is seeking bail only on the medical condition. From the pleading it is forth coming that a similar prayer was declined by this court on 2.3.2020, this fact was noted in the impugned order yet the order has not been annexed with the petition. Bail application (CRM-M-21146-2021) of co-accused has been dismissed today, thereafter, counsel for the petitioner submits that he is not pressing his application on merit.

No ground is made out for interference at this stage.

Dismissed.

However, the jail authorities would ensure of providing all the medical assistance required to the petitioner. The petitioner would be at liberty to approach the Additional Sessions Judge, Hisar, in case of any deterioration of his health.

(AVNEESH JHINGAN)
JUDGE

14th September, 2021

reema

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>