

221 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-57037-2022
DECIDED ON: 24th JANUARY, 2023

MONU

....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Parveen Sharma, Advocate
for the petitioner.

Mr. Gurbir Singh Dhillon, AAG, Haryana.

SANDEEP MOUDGIL, J. (ORAL)

The jurisdiction of this Court under Section 439 Cr.P.C. has been invoked for the grant of regular bail to the petitioner in FIR No. 49, dated 06.02.2022, under Sections 148, 149, 307, 323, 341 and 506 IPC registered at Police Station Ram Nagar, Karnal, District Karnal.

Learned counsel for the petitioner has contended that the petitioner has not been named in the FIR and he has controverted the fact with regard to the injury attributed to him by an iron rod on the head of the complainant by stating that no such injury has been attributed by the petitioner. He further contends that in fact the treatment was given at a Government Hospital but an offence under Section 307 IPC has been added on the basis of medical opinion given by a private doctor.

On the other hand learned State counsel has opposed the prayer

made in the present petition by stating that the injury attributed to the petitioner has been declared dangerous to life and the recovery of an iron road effected from the possession of the petitioner alone further authenticate the stand of the prosecution and the role of the petitioner in the present FIR.

As per the custody certificate supplied by the counsel for the State, the petitioner has undergone incarceration for a period of 11 months and 6 days and is also involved in another case.

Considering the facts that challan stands presented; charges have been framed on 31.08.2022; the petitioner has undergone incarceration for a period of 11 months and 6 days; the conclusion of trial will take sufficient long time, the petitioner is ordered to be released on regular bail subject to his furnishing requisite bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

Ordered accordingly. .

24th JANUARY, 2023
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(SANDEEP MOUDGIL)
JUDGE

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