



256.

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

CRM-M-3295-2025

Date of decision: 06.03.2025

Govind Ram

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Naresh Kumar Ganga, Advocate, for the petitioner.

Mr. Yuvraj Shandilya, AAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in this petition filed under Section 483 of BNSS, 2023/439 of Cr.P.C., is for grant of regular bail to the petitioner in case FIR No.149, dated 13.06.2024, under Sections 148, 149, 323, 324, 326, 341, 506 of IPC, registered at Police Station Sadar Ratia, District Fatehabad.

Learned counsel for the petitioner submits that the petitioner has been in custody since 18.10.2024 for allegedly inflicting an iron rod blow on the forearm of injured, Deepu. It has been submitted that challan already stands presented in the present case. Learned counsel has further submitted that other than the iron rod blow which was opined to be simple in nature, no other role, much less injury has been attributed to the petitioner. Learned counsel has further submitted that as far as the injury attracting the mischief of Section 326 of IPC is concerned, it has not been attributed to the petitioner but to co-accused, Gopi, who severed the wrist of the injured, Deepu, with a *kappa*.



Per contra, learned State counsel while opposing the prayer and submissions made by the counsel opposite, has not disputed the custody period of the petitioner nor has it been disputed that the challan stands presented in the present case. On further instructions, it has not been disputed that the petitioner has been attributed a simple injury on the forearm of the injured, Deepu, with an iron rod. Learned State counsel has further submitted that as many as 18 prosecution witnesses have been cited, however, charges have not yet been framed.

At this stage, Mr. Abhinav Singla, Advocate, has entered appearance on behalf of complainant and filed memo of appearance, which is taken on record. Learned counsel appearing on behalf of the complainant has not disputed the role attributed to the petitioner in the crime in question and has further submitted that it was co-accused, Gopi, who had been attributed injuries inviting the mischief of Section 326 of IPC.

I have heard learned counsel for the parties and perused the material placed on record.

The petitioner has been in custody since 18.10.2024. Investigation in the case is complete and challan stands presented. The petitioner has been attributed a simple injury on the non-vital part of injured, Deepu's body i.e. his forearm. The possibility of the trial concluding in the near future seems weak.

In the facts and circumstances, as enumerated hereinabove, this Court deems it fit to extend the concession of bail to the petitioner.



Accordingly, the instant petition is allowed and the petitioner be admitted to bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

March 06, 2025
sanjeev

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No