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

**CRM-M-26113-2024
Date of decision:-20.05.2025**

PARVEEN**...Petitioner****Versus****STATE OF HARYANA****... Respondent****CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY.**

Present:- Mr. Sumit Sangwan, Advocate for the petitioner.

Mr. Vipul Sherwal, AAG, Haryana.

Mr. Bhupinder Singh Bairagi, Advocate for the complainant.

SANJIV BERRY, J. (ORAL)

The instant petition has been preferred by the petitioner under Section 439 of the Code of Criminal Procedure for grant of regular bail in the following case (Annexure P-1):-

FIR No.	Dated	Sections	Police Station
0913	14.12.2023	323, 34, 506 IPC (Section 307 added and 34 IPC deleted later on)	Azad Nagar Hisar, District Hisar

2. Arguments heard.

3. It is *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case and is in custody since 28.12.2023. He contends that no specific overt act is



attributed to him. He contends that after completion of investigation, challan has already presented in Court and the conclusion of trial will take sufficient long time, hence prayed for grant of bail to the petitioner.

4. *Per contra*, learned State counsel assisted by learned counsel for the complainant have opposed the bail petition by referring to the reply submitted by the State and contends that petitioner had given iron rod blow on the head of the complainant with an intent to kill him. They contend that the said injury has been found to be dangerous to life. They contend that out of 8 witnesses cited by the prosecution 6 have already been examined. They contend that the trial is at fag end, hence prayed for dismissal of the bail petition.

5. After considering the rival contentions and perusing the record, it is observed that as per the case of the prosecution present FIR was registered on the statement of complainant injured Kuldip to the effect that on 13.12.2023 after getting a telephonic conversation with the petitioner that he had no money to repay the amount and offered to take away agricultural equipment. When he went to fields to take said agricultural equipment, an altercation took place, resulting in the petitioner giving iron rod blow on the head of the complainant with an intent to kill him. The injured were shifted to the hospital, where the said injury was declared dangerous to life. The petitioner was arrested on 28.12.2023, and after completion of investigation, challan was presented in Court, wherein, out of 8 witnesses cited by the prosecution, 6 witnesses have already been examined.

6. It is evident from the perusal of record that there is specific injury attributed to the petitioner having been caused with iron rod on the



head of the complainant and the same has been declared to be dangerous to life as per opinion (Annexure R-2) attached with the reply. The iron rod used in the crime for causing such injury on the vital part of the body has been got recovered from the petitioner himself on the basis of his disclosure statement. The trial is on the fag end. Therefore, considering the serious nature and gravity of the offence, whereby the petitioner had caused injury dangerous to life on the vital part of the complainant, no case is made out in favour of the petitioner for grant of regular bail at this stage, as a consequence, the petition is hereby dismissed.

7. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

8. Pending application(s) if any shall also stand disposed of.

(SANJIV BERRY)
JUDGE

20.05.2025

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i)	Whether speaking/reasoned?	Yes/No
ii)	Whether reportable?	Yes/No