

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

CRM No.M-13623 of 2015 (O&M)

Date of decision:06.05.2015

Parminder Singh @ Kaka

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Ms. Surinder Kaur, Advocate for the petitioner.

Mr. Nikhil K. Chopra, DAG, Punjab.

...

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 439 Cr.P.C. praying for the benefit of regular bail to the petitioner in case FIR No.64 dated 02.05.2014, under Sections 324/341/323/506/34/120-B IPC (Section 307 IPC was added later on), registered at Police Station Kurali, District SAS Nagar, Mohali.

Counsel for the parties have been heard.

FIR is stated to have been registered on the statement of injured, Manga Singh and the occurrence is stated to be on 01.05.2014. Manga Singh is alleged to have been assaulted by the present petitioner and a number of other co-accused. As per complainant's version, the present petitioner was armed with an iron *kirch* and had given a blow which hit on the left side of the waist of injured Manga Singh.

During the course of argument, it has gone uncontroverted that initially, FIR was registered under Sections 324/341/323/506/34/120-B IPC and offence under Section 307 IPC was added later on and on the basis of medical opinion rendered in relation to an injury which is attributed to co-

accused Sukhwinder Singh.

Petitioner has been in custody since 14.11.2014.

Learned State counsel upon instructions from ASI Mohan Lal has apprised the Court that the trial is still at the initial stage inasmuch as out of 14 prosecution witnesses cited only 2 have been examined till date.

It would be apposite to notice that even though the petitioner is involved in FIR No.65 dated 12.06.2009, under Sections 324/323/506 IPC, registered at Police Station Kurali, District SAS Nagar Mohali but he has been granted the benefit of bail in such criminal proceedings.

In the totality of circumstances, the petitioner is held entitled to the concession of bail.

Petition is allowed. Petitioner be enlarged on bail subject to the satisfaction of trial Court.

Disposed of.

06.05.2015

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**