

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

1. CRM-M No.23442 of 2015

Rajwinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

2. CRM-M No.23904 of 2015

Baldev Singh and another

... Petitioners

Versus

State of Punjab

... Respondent

Date of decision: 13th August, 2015

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

1. Whether Reporters of Local Newspapers may be allowed to see the judgment?
2. Whether to be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. Bhavyadeep Walia, Advocate
for the petitioners.

Mr. C.S. Brar, Dy. Advocate General, Punjab.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioners namely Rajwinder Singh, Baldev Singh and Mithu Singh in both the above detailed petitions filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.51 dated 17.05.2015 registered at Police Station Sardulgarh under Sections 307/382/324/323/427/148/149 IPC read with Sections 25/27 of the Arms Act, are that Rajwinder Singh and Mithu Singh both

armed with Dangs and Baldev Singh empty handed had caused injuries to the complainant victim Guriqbal Singh. Petitioner Rajwinder Singh is attributed single injury on the little finger of right hand which is detected to be simple in nature, petitioner Baldev Singh being handicapped and empty handed has not been attributed any injury whereas petitioner Mithu Singh is also attributed single injury on the left knee of the victim which is also opined to be simple in nature.

The contentions of learned counsel for the petitioners that they are in custody since last more than three months and that it is a case where applicability of Section 307 IPC is a debatable issue as it is alleged that the accused have fired in the air have not been controverted by learned State counsel.

In view of the incarceration of the petitioners and that the investigation and trial will take a long time to conclude together with the fact that applicability of Section 307 IPC is a debatable issue, this Court is of the opinion that no useful purpose will be served by keeping the petitioners behind bars. Accordingly, they are ordered to be released on regular bail to the satisfaction of trial Court.

Both the present petitions stand disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

August 13, 2015
rps