

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

CRM-M-2992 of 2015 (O&M)

Date of Decision: 19.03.2015

Harjinder Singh

....Petitioner

Versus

State of Punjab and another

.

...Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. Arun Takhi, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

Mr. S.S. Hira, Advocate
for respondent No.2.

SNEH PRASHAR, J.

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of concession of regular bail to the petitioner in complaint No.03 dated 03.01.2009 titled as Ranvir Singh Vs. Harjinder Sing @ Biru and others, under Sections 120-B, 148, 307, 326, 325, 324, 323, 149 of the Indian Penal Code and Under Section 3 and 4 of SC/ST (Prevention of Atrocities) Act, 1989, pending in the Court of Smt. Suman Agnihotri, Judicial Magistrate First Class, Hoshiarpur.

Learned counsel for the parties have been heard.

It is submitted by the learned counsel for the petitioner that the petitioner has been falsely implicated in the present case. No

incident as alleged has taken place. The petitioner never used any derogatory language against the caste of the complainant. The matter was inquired by the police and the same was found to be false. Similarly placed co-accused Daljit Singh Khakh and Saroj Bala have already been released on anticipatory bail by this Court. Nothing is to be recovered from the petitioner. The petitioner is in custody since 19.1.2015.

On the other hand, learned State counsel as well as counsel for respondent No.2 complainant oppose the prayer of the petitioner. The petitioner alongwith other co-accused caused serious injuries to the complainant.

Taking into consideration the facts and circumstances of the case and the fact that trial would not be concluded in near future, without expressing any opinion on the merits of the case, the present petition is allowed. The petitioner is released on bail subject to his furnishing bail/surety bonds, to the satisfaction of trial Court/Duty Magistrate, Hoshiarpur.

March 19, 2015
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(SNEH PRASHAR)
JUDGE