

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

Criminal Misc. No. M- 34765 of 2015

Date of Decision: 14.10.2015

Amandeep Singh alias Aman

--Petitioner

Vs.

State of Punjab

--Respondent

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr.Amjad Khan, Advocate for the petitioner.

Ms.Anmol Grewal, AAG Punjab for the State.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks bail pending trial in FIR No.38 dated 23.3.2015 registered under Sections 148, 307, 323, 324, 506 read with section 149 IPC and sections 25 and 27 of the Arms Act at Police Station Doraha, Distt.Ludhiana.

Learned counsel for the petitioners submits that only simple injury has been attributed to the petitioner. Since the charges are yet to be framed and trial is yet to start, so conclusion thereof will take some time. He prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from HC Harnek Singh, Police Station Doraha, submits that since the active participation of petitioner is duly established on record, so he is not entitled to the concession of bail. She further prays for dismissal of the present petition.

Having heard the learned counsel for the parties, after careful perusal of the record of the case and giving thoughtful consideration to the rival contentions raised, this Court is of the considered opinion that in the given fact situation of the present case, petitioner has been found entitled for the concession of bail pending trial.

It is not disputed before this Court that petitioner caused simple injury on the back side of head of injured with the handle of sword. This clearly shows the intention of petitioner not to cause any grievous injury. No offence u/s 307 IPC is made out against the petitioner. Further, since the charges are yet to be framed and trial is yet to start, conclusion of trial will take some time.

In view of the above and without commenting anything further on the merits of the case, at this stage, lest it should prejudice the rights of either of the parties, present petition is allowed. Petitioner is directed to be released on bail pending trial on their furnishing adequate bail bonds/surety bonds to the satisfaction of learned trial court.

Disposed of, accordingly.

(RAMESHWAR SINGH MALIK)
JUDGE

14.10.2015
AS