

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

CRM No.M-42888-2014 (O&M)

Date of decision: 13.2.2015

Mehal Singh and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Kulbhushan Raheja, Advocate,
for the petitioners.

Ms. Harsimrat Rai, DAG, Punjab
assisted by ASI Lakhwinder Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioners have sought regular bail in case FIR No.128, dated 5.7.2014, registered under Sections 304/324/323/34 IPC, at Police Station Makhu, District Ferozepur.

The learned counsel for the petitioners contends that it is a case of version and cross-version and the complainant Lakhwinder Singh himself admitted that he has got mentioned the name of the petitioners under misunderstanding as he was not in proper state of mind due to death of his father. That the Lakhwinder Singh and his family were the agressor in the present case.

On the other hand, the learned State counsel has

vehemently opposed the bail application.

It is a case of version and cross-version. It is yet to be ascertained as to who is the aggressor party or who acted in self defence. Both the sides have received injuries. Two separate challans have been presented against both the parties, which are yet to be committed to the Court of Sessions for trial. The trial is not likely to be concluded in the near future. Without adverting to the merits of the instant case, this petition is allowed. The petitioners be admitted to bail during the pendency of the trial, subject to their furnishing bail bonds/surety bonds, to the satisfaction of the Illaqa Magistrate/Duty Magistrate.

13.02.2015

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(JITENDRA CHAUHAN)
JUDGE