

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

***CRM No.M-19151 of 2016 (O&M)
Date of decision:03.06.2016***

Varinder Singh

... Petitioner

Vs.

State of Punjab

... Respondent

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

Present: Mr. D.S. Dalee, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J.

The present petition has been filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner pending trial in case FIR No.313 dated 31.10.2015, under Sections 392/394 IPC (Section 397 IPC has been added later on), registered at Police Station City Sangrur, District Sangrur.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Raj Kumar in relation to the alleged occurrence dated 30.10.2015.

Briefly noticed, allegation against the present petitioner is that he tried to snatch a bag containing new mobile phones from one Gaurav Ahuja but upon having faced resistance, inflicted a knife blow in the stomach of Gaurav Ahuja.

Initially, FIR was registered on 31.10.2015 under Sections 392/394 IPC.

It has gone uncontroverted that the petitioner had been admitted to bail.

However, subsequently on the basis of medical opinion,

offence under Section 397 IPC has been added on 09.03.2016 and which in turn has led arrest of the petitioner on 18.03.2016.

Investigation in the case is complete and even the challan has been presented on 21.04.2016. Charges are yet to be framed. The trial, as such, would take time to conclude.

Petitioner is not stated to have misused the concession of bail that had earlier been granted to him.

Without making any observations on the merits, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Sangrur.

Disposed of.

03.06.2016

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE