

**206-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-25750-2016

Date of decision: October 07, 2016

Gurpreet Singh @ Timkana

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Angreze Singh Dhindsa, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG, Punjab
for the respondent-State.

JASPAL SINGH, J.(ORAL)

By virtue of the instant petition preferred under Section 439 of Code of Criminal Procedure, petitioner has sought bail, in case bearing FIR No.43 dated 05.04.2016, under Sections 307, 325, 341, 323, 148, 149, 295-A, 201 of IPC and Section 25 of Arms Act, registered at Police Station Dirba, District Sangrur, during the pendency of the trial.

The only allegation which emerges from the FIR is that petitioner-Gurpreet Singh @ Timkana accompanied by his co-accused gave iron rod blow on the back of Simaranvir Singh @ Laddi, the nephew of the author of the FIR-complainant. The said injury falls within the purview of Section 323 IPC. There are three cases which were pending against the petitioner as per the list supplied to learned counsel for the petitioner on the last date of hearing. Out of those, in two cases, he has already been acquitted, whereas, in the third-one, his sentence has already been suspended. After completion of the investigation, report under Section 173(2) has already been presented, disposal of which is likely to take sufficient long time. Otherwise

also, he is suffering incarceration from the date of his arrest i.e. 13th April, 2016.

Taking into consideration the aforesaid aspects of the case but without expressing any opinion on merits, petition is allowed and petitioner is ordered to be released on bail on his furnishing requisite bonds at the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

October 07, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No