

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29171 of 2016
DECIDED ON: August 31, 2016

NIRMAL SINGH @ NIMMA

....PETITIONER..

VERSUS

STATE OF PUNJAB

....RESPONDENT..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Madan Lal Saini, Advocate,
for the petitioner.

Mr. P.S. Paul, DAG, Punjab assisted by ASI Mohinder Singh.

JASPAL SINGH, J.

This is a petition preferred under Section 439 of the Code of Criminal Procedure by Nirmal Singh @ Nimma, seeking bail, in case FIR No. 40, dated 18.05.2016, under Sections 452, 353, 186, 332, 333, 427, 148 and 149 IPC (Section 307 added later on), Police Station Chatiwind, District Amritsar, during the pendency of trial.

2. Undisputably, no specific injury has been attributed to the petitioner, who is suffering incarceration since the date of his arrest i.e. 18.05.2016. Moreover, an injury, which falls within the ambit of Section 326 IPC alleged to have been suffered by Gurpinder Singh, has been attributed to one Gurpreet Singh-non-applicant. After completion of investigation, report under Section 173(2) Cr.P.C. has already been presented, disposal of which is otherwise likely to take sufficient time. Moreover, co-accused namely Nirmal

Singh @ Bittu has already been granted the concession of regular bail by this Court vide order dated August 19, 2016 passed in CRM-M-27669-2016. The case of the petitioner is not on different footings than that of his co-accused.

3. Taking into consideration the aforesaid aspects but without expressing any opinion on the merits of the case, instant petition is allowed and the petitioner is ordered to be released on bail, during the pendency of trial, subject to his furnishing requisite bail bonds, at the satisfaction of trial court/Duty Magistrate.

August 31, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No