

CRM-M- 29692-2016

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

CRM-M- 29692-2016
Date of Decision:07.09.2016

Iqbal Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Premjit Singh Dhaliwal, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.174 dated 19.09.2008, registered at Police Station City Moga, District Moga, under Sections 307, 324, 323, 356, 148 and 149 of the Indian Penal Code.

I have heard learned counsel for the petitioner and gone through the record.

From the record, I find that FIR, in the present case, has been registered on the basis of statement of Sawarnjit Singh. As per the allegations in the FIR, a Bolero vehicle was struck with the motor-cycle of Sukhchain Singh, son of the complainant and due to this, he fell on the ground. He tried to run towards the city. It is the case of prosecution that the present petitioner was armed with *kirpan* and he hit the same on the back of head of Sukhchain Singh.

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The order dated 02.08.2016 (Annexure P-1) passed by learned Additional Sessions Judge, Moga shows that the present petitioner has been declared twice as a proclaimed offender i.e. firstly before the commitment of case and secondly during the trial. There is every apprehension that if the petitioner is granted the concession of regular bail, he may again abscond and misuse the concession of bail.

Keeping in view the nature and gravity of the offence and in view of the fact that there is apprehension of absconding the petitioner, I do not find it a fit case where the petitioner is entitled for the benefit of regular bail.

Therefore, finding no merit in the present petition, the same is dismissed.

However, as the petitioner has been in custody since 14.08.2015, therefore, trial Court is directed to expedite the trial by giving short adjournments or by adjourning the case on day to day basis, if requires.

07.09.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No