

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

CRM-M-29890-2016

Date of decision :08.09.2016

HIRA SINGH

..... Petitioner

versus

STATE OF PUNJAB

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. P.B.S.Goraya, Advocate
for the petitioner.

Mr. Shailesh Gupta, Addl. A.G., Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.341 dated 30.12.2015 registered under Sections 302/323/148/149 IPC at Police Station-Patti, District Tarn Taran.

Learned counsel for the petitioner states that the petitioner has been in custody since 30.12.2015. As per the allegations, he and his co-accused thrown brick bats on the house of the neighbour. The brick bats thrown by the co-accused allegedly caused fatal injury and the brick thrown allegedly

thrown by the petitioner caused only simple injury.

A co-accused which was also stated to be present had been granted bail vide order dated 28.07.2016 in CRM-M-24662-2016(Annexure P-1).

Learned Addl. A.G., Punjab on instructions from ASI Naresh Kumar has accepted these factual assertions but pointed out that co-accused who had been granted bail was not attributed any role.

Be that it as it may. The role attributed to petitioner is also caused simple injury and now he has been in custody for about more than 8 months.

Keeping in view the nature of injury, role of the petitioner and without commenting on the merits of the case and period of custody I deem it appropriate to release the petitioner on regular bail.

Bail to the satisfaction of the trial Court/Duty Magistrate.

Petition stands allowed.

(AJAY TEWARI)
JUDGE

September 08, 2016

anuradha

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No