

**206-3 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-30496-2016

Date of decision: October 07, 2016

Bhupinder Singh @ Mitha Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Gopal S. Nahel, 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 read with Section 149 IPC and Section 25 of Arms Act and Sections 295-A, 201 IPC added later on, registered at Police Station Dirba, District Sangrur, during the pendency of the trial.

Though there is no allegation as per the FIR that the petitioner has caused any injury to the complainant-Jasvir Singh but in his supplementary statement recorded, he has been attributed an iron rod blow having been caused on the legs of Jasvir Singh which falls within the purview of Section 323 IPC only. Moreover, the petitioner is cooling his heels behind the bars since the date of his arrest i.e. 8th June, 2016. After completion of the investigation, report under Section 173(2) Cr.P.C. has already been presented, disposal of which is likely to take sufficient long time. Moreover, co-accused of the petitioner, namely, Sukhwinder Singh @

DC and Gurpreet Singh @ Timkana have already been granted the concession of bail by this Court vide separate orders of even date. The case of the petitioner is not on different footing than that of Sukhwinder Singh @ DC and Gurpeet Singh @ Timkana.

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