In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-31638 of 2016

.....

Date of decision:19.10.2016

Balwinder Singh alias Bhola

...Petitioner

v.

State of Punjab

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

.....

Present: Mr. Sahil Puri, Advocate for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab for the respondent-State.

.....

Inderjit Singh, J.

The petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.32 dated 13.4.2016 (Annexure-P.1) registered for the offences under Sections 307, 323, 332, 353, 186 and 34 IPC and (Section 333 IPC, which was added later on in charge-sheet) at Police Station Begowal, District Kapurthala.

Notice of motion has been issued in this case.

Ms. Shivali, learned Assistant Advocate General, Punjab has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned Assistant Advocate General, Punjab appearing for the respondent-

Harpal Singh Parmar
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State and have gone through the record.

As per the allegations in the FIR, when the Police party tried to stop the tractor driven by the present petitioner-Balwinder Singh alias Bhola, instead of stopping the tractor, he tried to run over the Police party and one of the Police officials received fracture on the shoulder. No injury has been declared dangerous to life. The present petitioner has been in custody since 13.4.2016. The petitioner is not required for interrogation or investigation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Therefore, keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bond in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

October 19, 2016. **(Inderjit Singh)**
Judge

hsp

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

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