

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

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CRL. MISC. No.M-31853 OF 2016 (O&M)
DATE OF DECISION : 8th NOVEMBER, 2016

Shamsher Singh @ Shammi

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Jashanjot Singh Uppal, Advocate for the petitioner.

Ms. Rajni Gupta, Addl. A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.278 dated 04.08.2016 registered under Sections 307, 341, 323, 382, 506, 148 & 149 IPC at Police Station City Sangrur, District Sangrur.

Heard learned counsel for the rival parties.

The petitioner, as per the FIR, said to have given beatings by means of punch on the face and nose of the victim. The other co-accused have also given blows. There is no allegation against the petitioner of using any dangerous weapon and assault on vital part of the body which would probably result in death.

In that view of the matter, prima facie, I find that the petitioner would be entitled to grant of bail looking to the fact that he was arrested on 06.08.2016.

However, the interest of the prosecution will have to be protected. In response, learned counsel for the petitioner, on instructions, agreed that the petitioner will not temper or influence the victim/witness(es).

The statement of the learned counsel for the petitioner is accepted.

In view of the above, I am inclined to grant bail to the petitioner. Hence, I make the following order:

ORDER

- (i) The petition is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the CJM/Duty Magistrate, Sangrur.
- (iii) The petitioner shall not tamper or influence the prosecution witness(es)/victim.
- (iv) In case of violation the liberty is reserved to apply for cancellation of bail.

8th NOVEMBER, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE

Whether speaking/reasoned:	Yes	No
Whether Reportable:	Yes	No.