

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

CRM No.M-35447 of 2016 (O&M)

Date of decision: October 7, 2016

Tarsem Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vivek Salathia, Advocate
for the petitioner.

INDERJIT SINGH, J.

Petitioner Tarsem Singh has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.5 dated 05.01.2016 registered at Police Station Lopoke, District Amritsar, under Sections 326, 324, 323, 452, 148, 149 of Indian Penal Code.

Notice of motion has been issued in this case.

Ms. Shivali, Asstt. Advocate General, Punjab, has accepted notice on behalf of the respondent-State and contested this petition.

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

As per prosecution version, the petitioner is stated to be armed with *datar* and he gave grievous injury on the head of Manpreet Kaur. The petitioner is the main accused. Learned counsel for the petitioner submits that it is a case of version and cross-version and the petitioner has also received grievous injury. As it is a case of version and cross-version and it is yet to be determined as to who is the aggressor and the petitioner being in

judicial custody is no more required for any investigation or interrogation purposes. Otherwise also, the offences alleged against the petitioner are triable by Magistrate. 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.

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 regular bail subject to his furnishing personal bonds in the sum of Rs.40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

October 7, 2016

rajesh.k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No