

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

CRM-M-35856-2016 (O&M)

Date of decision : 20.10.2016

Balwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. B.S. Jattana, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Bhupinder Singh.

Mr. Vikram Satpal Anand, Advocate,
for the complainant.

JITENDRA CHAUHAN, J.

The petitioner seeks concession of regular bail under Section 439 of the Code of Criminal Procedure, in FIR No.76 dated 13.07.2016, registered under Sections 307 and 323 read with Section 34 of the Indian Penal Code and Section 27 of the Arms Act, at P.S. Boha, Distt. Mansa.

Learned counsel contends that no injury has been attributed to the petitioner. The only allegation against the petitioner is that he incited the co-accused to cause injuries to the complainant. He further states that during the pendency of the trial, the matter stands amicably resolved between the parties.

Learned counsel for the complainant admits the factum of the

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compromise.

On the other hand, learned State counsel submits that the petitioner is named in the FIR and specific role has been attributed to him. She further informs that the challan stands presented and the matter is fixed for framing of charges.

Heard.

Co-accused Gurpal Singh has already been admitted to bail. The petitioner is in custody since 20.07.2016. The matter stands compromised between the parties. The trial is yet to commence as the charges have not been framed so far. Therefore, without adverting to the merits of the case, the instant petition is allowed. The petitioner be admitted to bail during the pendency of the trial, subject to his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Illaqa Magistrate concerned.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No