

CRM-M-38592-2016

Date of Decision : 16.12.2016

Darshan Singh and another

.....Petitioners

versus

State of Punjab and others

....Respondents

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. T.P.S. Tung, Advocate
for the petitioners.

Ms. Harpreet Kaur Athwal, DAG, Haryana.

Mr. Surinder Garg, Advocate
for the complainant.**M.M.S. BEDI, JUDGE (ORAL)**

Petitioners seek concession of pre-arrest bail in a case registered at the instance of Puran Singh alleging that the brother of the complainant Malkit Singh while he was irrigating paddy crops, was assaulted by Boota Singh, Darshan Singh, Hardeep Singh and Gurtej Singh. He was beaten with *gandasi* and *spade*. Thereafter, all the accused came inside the house of the complainant.

Without expression of any opinion on merits, it is sufficient to observe that it is a case of cross-version where the motive is a dispute regarding the canal water. Petitioner No. 1 has been attributed a *Soti* blow on the arm of the complainant whereas petitioner No. 2 is attributed *Soti* blow on the head of the complainant resulting in simple injuries.

On account of nature of the injuries attributed to the petitioners and the fact that petitioners have joined investigation, the

interim order dated 27.10.2016 can be made absolute.

The petition is allowed. It is ordered that in case of arrest of petitioners, they will be released on bail to the satisfaction of the arresting officer subject to the condition that petitioners will not commit the similar offence, of which they are accused of, during the pendency of the trial.

(M.M.S. BEDI)
JUDGE

16.12.2016
Neha

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No