

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M-41513 of 2016
Date of Decision:-30.11.2016

Lakhvir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr.J.S.Brar, Advocate for the petitioner.

Mr.Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA J.(Oral)

Prayer made in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.44, dated 28.04.2016, under Sections 307/325/324/323/341/506/148/149 IPC, registered at Police Station Sadar Kotkapura, Distt. Fardikot.

Learned counsel for the petitioner contends that the petitioner is in custody since 29.04.2016 and though the petitioner has been named in the FIR, but no specific injury has been attributed to him. The only allegation against the petitioner is that he was carrying a '*Danda*' at the time of alleged occurrence. He further contends that co-accused, namely, Jalour Singh has already been admitted on regular bail by this Court, vide order dated 07.10.2016 passed in CRM-M-24206 of 2016 titled as **"Jalour Singh Vs. State of Punjab."**

Learned State counsel, on instructions from ASI-Charanjit Singh, does not dispute the aforesaid facts, however, he fairly submits that the challan in the case has already been presented and petitioner was

present at the scene of the occurrence having a 'Danda' in his hand.

Heard.

Taking into consideration the fact that the petitioner is in custody since 29.04.2016 and co-accused-Jalour Singh has already been admitted on regular bail by this Court in *Jalour Singh's case(supra)*, coupled with the fact that the only allegation against the petitioner is that he was carrying a 'Danda' at the time of alleged occurrence and trial in the case will take sufficient long time to conclude, I deem it appropriate to release the petitioner on regular bail.

Accordingly, present petition is allowed and the petitioner is ordered to be released on regular bail subject to furnishing of his bail bonds/surety bonds to the satisfaction of the learned trial Court.

Needless to say that the observations made here-in-above shall not be construed as any expression on the merits of the case.

(HARI PAL VERMA)
JUDGE

30.11.2016
Anjal

Whether speaking/reasoned?

Yes

Whether reportable?

Yes/No