

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

CRM M-421 of 2016

Date of decision : 19.01.2016

Taranjot Singh Khalsa

....Petitioner

V/s

State of Punjab

....Respondent

BEFORE : HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Navkiran Singh, Advocate for the petitioner.

Mr. Shilesh Gupta, Addl. A.G. Punjab.

RAJAN GUPTA J.

This is a petition filed under Section 439 Cr.P.C. seeking regular bail in a case registered against the petitioner vide FIR No. 179 dated 29.10.2015 under sections 307/324/323/295/148/149 IPC at Police Station Adampur district Jalandhar.

Learned counsel for the petitioner contends that allegation against the petitioner is that he was armed with unsheathed sword and inflicted injury on head of the complainant. According to counsel, no injury attracting offence under section 307 IPC was caused in the altercation.

Prayer has been opposed by learned State counsel. According to him, offence under section 307 IPC is attracted as there was intention on part of the accused to kill the complainant.

I have heard learned counsel for the parties.

Petitioner is in custody since 29.10.2016. This court is not inclined to express any opinion on the merits of the case at this stage. However, keeping in view period of incarceration and the

fact that proceedings may take some time to conclude, I am of the considered view that no useful purpose would be served by detaining the petitioner in custody any longer. Accordingly, petition is allowed and petitioner is ordered to be enlarged on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

January 19, 2016

Ajay

(RAJAN GUPTA)
JUDGE