

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

CRM-M No.44416 of 2016
Date of decision: 21st December, 2016

Yadwinder Singh @ Yadav

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. F.S. Virk, Advocate for the petitioner.

Mr. Jasjeet Dhaliwal, Dy. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Yadwinder Singh @ Yadav in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.40 dated 29.07.2015 registered at Police Station Sanour, District Patiala under Sections 307/34 IPC, are that he along with his co-accused on 29.07.2015 had assaulted complainant Harbans Singh @ Bhola.

Contentions of the learned counsel for the petitioner are that the petitioner made a mere firearm shot in the air and thus, no injury is attributed to him. It is further contended that the petitioner is in custody since 08.11.2016 and that after being declared a proclaimed offender he has surrendered on his own.

Though bail has been stoutly opposed by learned State counsel, however having regard to the fact that trial is not likely to conclude in near future and no useful purpose will be served by further keeping the petitioner in custody, impels this Court to allow him bail. Thus, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Patiala. However, it is made clear that the present order shall not in any manner come in the way of the trial Court to proceed ahead into the matter in terms of Section 446 Cr.P.C. or the Police/Court proceeding under Section 174-A IPC.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

December 21, 2016

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No