

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-4870 of 2016 (O&M)
Date of Decision: 28.3.2016

Daya Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. S.P.S. Sidhu, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.217 dated 16.12.2015 under sections 307, 353, 332, 186, 506, 149 I.P.C and section 67-B of the Information & Technology Act, registered at Police Station, Zira, District Ferozepur.

Learned counsel for the parties have been heard.

Allegations in a nutshell against the present petitioner as also co-accused are of having assaulted ASI Gurdeep Singh, who was conducting investigation pertaining to F.I.R No.73 dated 11.4.2015 under section 379 I.P.C and under the provisions of Mining and Mineral (Regulation and Development) Act, 1957.

Specific attribution against the present petitioner is of having given a kick blow on the back of ASI Gurdeep Singh. There are also accusations that even a video recording was done by the present petitioner on a mobile phone with an intent to circulate the same on social media.

During the course of arguments, it has gone uncontroverted that as per M.L.R of complainant ASI Gurdeep Singh he had suffered only

superficial injuries and which are opined to be simple in nature.

Co-accused Gurpreet Singh @ Gora has been granted ad interim protection as regards arrest by this Court in CRM No. M-2846 of 2016.

Petitioner has been in custody since 17.12.2015. Investigation in the case is complete and even the challan qua the present petitioner stands presented on 16.3.2016.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Ferozepur.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

28.3.2016
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