

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

**CRM-M No. 7762 of 2016 (O&M)
Date of Decision: 03.05.2016**

Nirwair Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. S.K. Tripathi, Advocate for the petitioner.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by HC Ranjit Singh.

Mr. Anupam Bhardwaj, Advocate
for the complainant.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 439 of Cr.P.C., is for grant of regular bail on behalf of the petitioner/accused-Nirwair Singh in case FIR No. 14, dated 01.03.2011, for the offences punishable under Sections 328/34, Indian Penal Code (Section 307, IPC was added subsequently), registered at Police Station Mehta, District Amritsar.

As per allegations levelled by complainant-Harminder Singh on account of suspicion that he was having some relation with the sister of the petitioner/accused-Nirwair Singh, he was waylaid on 26.02.2011 at 7.00 p.m. While the complainant is alleged to have been caught hold from the back side by the co-accused-Pargat Singh and from the neck by co-accused-Bikramjit Singh. The petitioner/accused is alleged to have hurled a jug containing acid on the face of complainant. The occurrence has resulted into total disfigurement of the face of complainant and also rendered him blind.

It is contended that the petitioner is in custody since 31.03.2011, and in the revision against non-summoning of the co-accused-Pargat Singh under Section 311 Cr.P.C. before the trial Court, this Court has stayed the proceedings.

Learned counsel for the complainant submits that the brutal act of the petitioner does not deserve any leniency.

Learned State Counsel, assisted by HC Ranjit Singh states that entire prosecution evidence is over and the case is now fixed for defence evidence.

Without commenting on the merits of the case, keeping in view the manner of inflicting injuries and nature of the gravity of the offence, no case of grant of bail is made out.

Accordingly, the present petition stands dismissed.

May 03, 2016

'dk kamra'

(JASWANT SINGH)
JUDGE