

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

CRM-M-11693 of 2017

Date of Decision: May 30, 2017

Sandeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. J.S. Brar, AAG, Punjab.

FATEH DEEP SINGH, J.

The allegations against the petitioner in this regular bail application under Section 439 Cr.P.C are that he happens to be the owner of car bearing registration No.DL-1YD-5358 and was driving the vehicle along on which two other persons who are unidentified were sitting and at the Police Naka on 3.9.2006 has hit the Police Naka causing simple injuries to ASI Jagdish Singh.

The contentions of the learned counsel for the petitioner that the petitioner is behind the bars since 26.2.2017 and that only simple injuries that too bruises on the arms are alleged to have been caused to the ASI and thus applicability of Section 307 IPC is not made out

Though, learned State counsel accepts the allegations so made out but has stoutly opposed the grant of bail to the petitioner on the grounds that the petitioner has tried to harm the Police official manning the Naka.

Appreciating the submissions, the petitioner is behind the bars since more than 03 months. The medical evidence does not bears out applicability of Section 307 IPC and, thus, a debatable issue has arisen as to its applicability and that the trial is not likely to be concluded in near future and no useful purpose would be served by keeping the petitioner behind the bars and in view of the principle of parity, without adverting anything on the merits of the case, the present petition for grant of regular bail to the petitioner is allowed. He be admitted to bail to the satisfaction of the trial Court.

(FATEH DEEP SINGH)
JUDGE

May 30, 2017
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No