

Sr. No.219

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

CRM No. M- 12763 of 2017 (O&M)

Date of Decision:27.04.2017

Kikanpreet Singh @ Tiddi

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Bikram Singh, Advocate
for the petitioner.

Mr. Varun Sharma, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in FIR No.67 dated 07.05.2016 under Sections 323, 324, 427, 452, 295A, 506, 148, 149 and 307 IPC (added later on), registered at Police Station Sadar, Ludhiana.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Gurpreet Singh. The alleged occurrence is stated to be of 07.05.2016. As per complainant's version, three boys and who were specifically named, had come on a motorcycle, and given threats to kill him and had gone away. Thereafter, the same very three persons came present armed with sticks and dahs and resorted to giving beating to the complainant as also his brother Jashandeep Singh. Further allegation is that after a little while, six to seven more persons came on motorcycles armed with sharp edged weapons and attacked Jashandeep Singh and inflicted injuries.

Police file reveals that Gurpreet Singh-complainant and Jashandeep Singh, his brother, have suffered nine injuries each.

The complainant as per his version has given out specific names to the three assailants that had attacked first in

point of time. In the subsequent attack made by six to seven persons, complainant states that he subsequently came in knowledge of their identities and has furnished more names.

Name of the petitioner does not appear in the initial version set out by the complainant.

Apparently, the petitioner has been implicated on the strength of a CCTV footage of the occurrence and challan qua him has been filed.

During the course of hearing, learned State counsel has produced four photographs drawn from the CCTV footage.

In such photographs, presence of the petitioner is shown even though unarmed. These very photographs do capture the co-accused as armed as also inflicting injuries.

Petitioner has been in custody since 19.07.2016.

The matter is stated to have been committed to the Court of Session on 25.04.2017.

The trial as such would take time to conclude.

Without making any observation on merits and keeping in view the length of incarceration already suffered by the petitioner, he is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Ludhiana.

Disposed of.

27.04.2017

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**(TEJINDER SINGH DHINDSA)
JUDGE**

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>