

Sr. No.212

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

**CRM No. M- 1824 of 2017 (O&M)
Date of Decision:18.04.2017**

Veerpal Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Prashant Vashisth, Advocate
for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition filed under Section 439 Cr.P.C. seeking regular bail to the petitioner pending trial in FIR No.67 dated 07.05.2016 under Sections 323, 324, 427, 452, 295-A, 506, 148, 149 and 307 IPC (added later), registered at Police Station Sadar, Ludhiana City.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Gurpreet Singh in relation to an alleged occurrence that took place on 07.05.2016. As per prosecution version, three boys came on a motorcycle and had assaulted the complainant as also his brother Jashandeep with dahs and dandas with an intention to kill.

The complainant specifically named the three assailants to be Rohit Kumar, Neeraj Pal and Mangal Pal. Further allegations are that the three assailants had been joined by certain other persons and to which the

complainant named as Akhilesh Kumar, Arvind Kumar and Davinder Singh.

As per the initial version recorded of the complainant on 07.05.2016, the name of the present petitioner does not even figure. It so transpires that the supplementary statement of the complainant was recorded after a period of almost three weeks i.e. on 29.05.2016 in which the present petitioner has been named but no specific/role or injury has been attributed.

Even as per supplementary statement of the complainant, the petitioner was stated to be armed with an iron rod and present at the spot of occurrence.

Petitioner was arrested on 04.06.2016.

Investigation in the case is complete, challan has been presented and the matter has now been committed to the Court of Sessions.

The trial as such would take time to conclude.

Without making any observations on merits and keeping in view the length of incarceration already suffered, petitioner 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.

18.04.2017

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(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

: *Yes*

Whether Reportable

: *No*