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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No. 18465 of 2017

Date of Decision: 30.05.2017

Pawan Singh

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Sukhdeep Singh Bhinder, Advocate, and
Mr. D.S. Bhinder, Advocate,
for the petitioner.

Ms. Rimplejeet Kaur, A.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section
439 Cr.P.C in case bearing FIR No. 171, dated 13.10.2016,
under Sections 302/148/149 I.P.C., registered at Police Station
Division-5, District Police Commissionerate, Jalandhar.

As per allegation in the F.I.R., the petitioner allegedly
inflicted a *dang* blow to the son of the complainant, which hit him

on the back side of head on the left side. Second injury was allegedly given on the right shoulder of the complainant's son. Co-accused Pahadi was attributed a *dang* blow on the right side scapular region of the complainant's son.

As per injury report form prepared by Johal Multispeciality Hospital, injury No. 3 was found on the right occipeto-temporal bone area of skull, injury No. 4 was found on left occipital bone area of skull, injury No. 7 was found to be a lacerated wound in the right deltoid muscle area. Injury Nos. 4 and 7 were attributed to the petitioner. Injury No. 8, which was found to be on the right scapular area.

As per Post Mortem Report, injury No. 4 was found to be stitched wound 3 cm. long present on left occipital temporal region 6 cm. from left pinna, underlying muscles were cut, injury No. 6 was found to be stitched wound 2.5 cm. long present on right deltoid muscle near right shoulder joint. The aforesaid injuries were not fatal to the deceased. Injury No. 8 was found to be fatal and the said injury was not attributed to the petitioner.

Co-accused, namely Vinod Atwal @ Pahadi, Nirmal Kaur @ Nimmo and Vishal @ Mani, have already been granted regular bail by this Court on 23.05.2017.

Keeping in view the cause of death and looking to the part attributed to the petitioner, I am of the view that without adverting anything on merits of the case, concession of bail can be granted to him.

In view of above, petition is allowed. Petitioner is ordered to be enlarged on regular bail, subject to his furnishing adequate bail bonds/ surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

May 30, 2017

Apurva

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No