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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.2070 of 2017

Date of Decision: 27.01.2017

CHARANJIT SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

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

Mr. Shilesh Gupta, Addl. 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.132 dated 08.09.2016, registered under Sections 302, 324, 323, 325, 506, 34 IPC at Police Station Meharban, District Ludhiana.

The FIR was got registered by the complainant with the allegations that his father Nidhan Singh had purchased 6 *Kanals* of land. Adjoining to the land so purchased by the father of the complainant, land was purchased by Jagat Singh. There was a dispute regarding partition of the joint land. The part attributed to the petitioner in the occurrence dated 08.09.2016 was that he along with elder son of Shamsheer Singh namely Gurpreet Singh raised *lalkara* and thereafter Baldev Singh and Ajmer Singh inflicted blows on the person of father of the

complainant. Bhupinder Singh and Baldev Singh inflicted injuries to the complainant and his brother. Petitioner was empty handed and no specific overt act was attributed to him except joint *lalkara*.

By referring to the earlier compromise effected between the parties in Panchayat proceedings, learned counsel for the petitioner contended that the civil suit between the parties was only for permanent injunction and the same was dismissed because the land was joint between parties, and no injunction could have been granted against the co-sharers. No demarcation of land was ever got conducted by the complainant.

At this stage, without embarking upon the merits of the case and keeping in view the alleged role attributed to the petitioner, his prayer for regular bail can be considered, particularly in view of the fact that he is in custody since 09.09.2016.

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

January 27, 2017.

Atik

Whether speaking/reasoned

Whether reportable

**(RAJ MOHAN SINGH)
JUDGE**

Yes/No

Yes/No