

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

204

CRM-M-21197-2017.

Date of Decision: 08.08.2017.

Lalli @ Mandeep Singh

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Ms. Satwant Mehta, Advocate for the petitioner.

Mr. Sidakmeet Sandhu, Assistant Advocate General, Punjab.

Mr. Ranjodh Singh Sidhu, Advocate for the complainant.

Ramendra Jain, J.(Oral)

Through this petition under Section 439 of the Code of Criminal Procedure, prayer has been made for grant of regular bail to petitioner Lalli @ Mandeep Singh in case F.I.R. No.8 dated 13.02.2016 under Sections 302, 323, 148 and 149 of the Indian Penal Code, registered at Police Station Valtaha, District Tarn Taran, during pendency of the trial.

The allegations against the petitioner are that on his raising 'Lalkara' to catch hold of Ram Singh (deceased) and to teach him a lesson for stopping them from sitting in front of his shop, co-accused Gurpreet Singh gave a baseball blow on the head of Ram Singh, whereas co-accused Sewa Singh gave a blow of wooden log of Kahi on the neck of deceased Ram Singh, to which Ram Singh succumbed on the way from Civil Hospital Gharyala to Civil Hospital, Patti.

Learned counsel for the petitioner contends that only two injuries were found on the body of deceased Ram Singh at the time of conducting his postmortem examination, which are attributed to co-accused Gurpeet Singh and Sewa Singh. The petition for bail of the co-accused Bassi @ Gurjant Singh was dismissed as withdrawn on 22.03.2017 because, by that time, statement of the complainant was not recorded in the trial Court which now has been recorded on 07.04.2016. The petitioner is in custody since 21.02.2016. The conclusion of the trial shall take a long time and no useful purpose would be served by detaining the petitioner in jail.

On the other hand, learned counsel for the State assisted by Mr. Ranjodh Singh Sidhu, Advocate, who filed his Vakalatnama on behalf of the complainant, vehemently opposed the bail of the petitioner.

Considering the overall facts and circumstances of the case and the fact that the statement of the complainant has already been recorded before the trial Court on 07.04.2016, conclusion of the trial will take a long time and no useful purpose would be served by detaining the petitioner any more in jail, the petitioner is admitted to regular bail during trial, subject to his furnishing bail/ surety bonds to the satisfaction of the trial Court.

Petition is disposed of accordingly.

(RAMENDRA JAIN)
JUDGE

08.08.2017
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Whether speaking/ reasoned Yes/ No

Whether Reportable Yes/ No