

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

CRM-M-22504-2017

Date of Decision: July 07, 2017

Baldev Singh

.....Petitioner(s)

Versus

State of Punjab

....Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE SNEH PRASHAR

Present : Mr. Neeraj Madaan, Advocate
for the petitioner(s).

Mr. Kuldeep Singh, Sr. D.A.G., Punjab.

SNEH PRASHAR, J. (ORAL)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of concession of regular bail to the petitioner in case First Information Report No.14 dated 19.01.2016 under Sections 304, 323 and 34 of the Indian Penal Code registered at Police Station Sadar Fazilka, District Fazilka.

The allegation against the petitioner is that he and his co-accomplices caused injuries to deceased-Indero Bai, who died while being taken to the hospital.

Learned counsel for the petitioner submits that the co-accused of the petitioner, namely Amir Singh, against whom the allegation is that he was carrying a '*Kahi*' and had given blow with the same from its reverse side on the right side of the forehead of complainant-Machhi Singh, has already been granted concession of regular bail by this Court vide order dated 09.03.2017. In the First Information Report the only allegation against the petitioner is that he

and Chhindo Bai had pelted bricks and stones on Smt. Shero Bai, who suffered simple injuries. No injury suffered by the deceased was attributed to the petitioner. In fact, deceased-Indero Bai died due to a heart attack. The petitioner, who is a young boy, is in custody since 18.12.2016 and nothing remains to be recovered from him and hence he be enlarged on regular bail.

Considering the fact that the petitioner is in custody for the last more than six months and the trial will take some time and there appears no plausible ground to detain him in custody, the petition is allowed. The petitioner is admitted to regular bail during pendency of the trial, subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Fazilka.

July 07, 2017
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(SNEH PRASHAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No