

Criminal Misc. M- No. 22837 of 2017 (O&M)

Date of decision : July 25, 2017

Mangat Singh

.....Petitioner

Versus

State of Punjab

....Respondent

Criminal Misc. M- No. 23334 of 2017 (O&M)

Sukhwinder Kaur @ Sony

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Amrik Singh, Advocate
for the petitioner(s).

Ms. Monika Jalota, DAG, Punjab.

LISA GILL, J.

This order shall dispose of two petitions viz. Criminal Misc. -M
Nos. 22837 and 23334 of 2017.

The petitioners pray for bail pending trial in FIR No. 108 dated
14.04.2017 registered under Section 316, 323, 452, 149, 506 IPC at Police
Station City Khanna, District Ludhiana.

Mangat Singh (petitioner in CRM-M No. 22837 of 2017) is
alleged to have caused a *danda* blow on the right wrist of the complainant –
Amrik Singh and having caught hold of the complainant while the co-
accused Daljit Singh punched him on the face. It is submitted that the
medico legal report of Amrik Singh reveals that there are no injuries on the

face of the complainant. Sukhwinder Kaur (petitioner in Criminal Misc.-M No. 23334 of 2017) is alleged to have pushed Manpreet Kaur due to which she fell down. It is contended that the allegations attracting the rigours of Section 316 IPC are qua the co-accused Balbir Kaur alias Biro, who is in custody. The challan/final report under Section 173 Cr.P.C. has since been presented. The petitioners, it is submitted, are not involved in any other criminal case. It is, thus, prayed that these petitions be allowed.

Learned counsel for the State, on instructions from ASI Jagtar Singh, verifies that the final report under Section 173 Cr.P.C. has been presented. The matter is pending before the learned trial Court. Though it is submitted that the petitioner – Sukhwinder Kaur did push Manpreet Kaur due to which she fell down, it cannot be denied by learned counsel for the State that the injuries attracting the rigours of Section 316 IPC if at all, are attributed to co-accused Balbir Kaur @ Biro, who is in custody. Be that as it may, the final report under Section 173 Cr.P.C. has been presented. No recovery is to be effected from the petitioners. It is, however, verified that the petitioners are not involved in any other criminal case. Trial in this case is not likely to conclude in the near future.

There are no allegations on behalf of the State that petitioners are likely to abscond or that they are likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

No useful purpose shall be served by keeping the petitioners incarcerated any longer. Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow these petitions.

Consequently, the petitioners be released on bail pending trial subject to their furnishing requisite bail bonds and surety bonds to the satisfaction of the learned trial Court.

It is reiterated that none of the observations made herein above are a reflection on the merits of the case and shall have no bearing on the trial.

July 25, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No