

205.

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

CRM-M-24224-2017

Date of decision:28.08.2017.

BALWINDER SINGH @ BINDER

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Arshdeep Singh Brar, Advocate,
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.55 dated 21.05.2017 under Sections 307, 341, 427, 506, 148, 149, 120-B IPC, registered at Police Station Kot Ise Khan, District Moga.

Learned counsel for the petitioner has argued that present is a case of version and cross version. Initially, an FIR No.50 dated 21.05.2017 under Sections 307, 324, 323, 148, 149, 341, 427 IPC and Sections 25, 27 of Arms Act, 1959 was registered at Police Station Fatehgarh Panjtoor, District Moga, at the behest of petitioner against the complainant in present FIR. Thereafter, present FIR No.55 was registered against the petitioner by the complainant, who is otherwise accused in FIR No.50.

Learned counsel for the petitioner states that no injury has specifically been attributed to the petitioner except that he was driving a SUV vehicle. The allegation of sprinkling petrol from container on the car of the complainant of the present case is on co-accused Surinder Singh. The petitioner is in custody since 29.05.2017.

On the other hand, learned State counsel, on instructions from ASI Major Singh, though does not dispute the custody, however, states that the petitioner along with co-accused were armed with baseball bats and gandas and the accused have sprinkled petrol on the Scorpio vehicle in which the complainant/injured were travelling.

I have heard learned counsel for the parties.

There is no dispute that between the parties two different cases have been registered against each other. No injury has been attributed to the petitioner. Petitioner is in custody since 29.05.2017 and trial will take sufficient long time.

Accordingly, the present petition is allowed and the petitioner-Balwinder Singh @ Binder is ordered to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court.

(HARI PAL VERMA)
JUDGE

28.08.2017
sanjeev

Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No