

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

208

CRM-M-30002 of 2017

DATE OF DECISION: 25.08.2017.

Satwinder Singh

....Petitioner.

VERSUS

State of Punjab

....Respondent.

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Nandan Jindal, Advocate for the petitioner.

Mr. R.B.S. Chahal, Addl. A.G., Punjab.

Mr. Ishan Gupta, Advocate for the complainant.

Shekher Dhawan, J. (Oral)

Present petition is for grant of regular bail to the petitioner, namely, Satwinder Singh, in case FIR No. 123, dated 30.05.2017, registered under Sections 323, 324, 325, 326, 307, 506, 109 and 120-B IPC, at Police Station City Rama Mandi, District Jalandhar.

Learned counsel for the petitioner contended that the petitioner was not initially named in the FIR and the specific allegations in the FIR were against Sewa Singh, who was armed with 'Datar', Billa who was armed with iron rod and Balbir who was having baseball bat in his hand, caused injuries to the complainant. Complainant has already obtained ejectment order against Sewa Singh. The co-accused has already obtained stay order from the Civil Court, in this regard. Learned counsel for the petitioner also contended that the injuries are on non-vital parts i.e. legs and hands and the petitioner is in custody since 02.06.2017 and the trial will take some time to

conclude, therefore, the petitioner be released on regular bail.

On the other hand, learned State counsel as well as learned counsel for the complainant opposed the bail petition on the ground that injured Joginder Singh is still in critical condition, as per latest medical report available to them and the petitioner is a member of land mafia and with a calculated move and in active connivance with the main accused caused several injuries to Joginder Singh and as such he is not entitled to regular bail.

Having considered the submissions made by learned counsel for the parties; the fact that the petitioner is not named in the FIR and there are specific allegations against co-accused Sewa Singh, Billa and Balbir Singh and also the fact that the petitioner is in custody since 02.06.2017; there is no other case against the present petitioner and the fact that the trial is still to take some time, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

Nothing said here-in-above shall be construed to be an expression of opinion on the merits of the case.

(SHEKHER DHAWAN)
JUDGE

25.08.2017.

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Whether speaking/reasoned	:	YES/NO
Whether reportable	:	YES/NO