

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

CRM-M-35429-2017 (O&M)
Date of decision : 07.10.2017

Harnek Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Suvir Sidhu, Advocate,
for Ms. Shweta Nahata, Advocate,
for the petitioner.

Mr. H.S. Grewal, Addl.A.G., Punjab,
assisted by ASI Iqbal Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.0220 dated 20.08.2017, registered under Sections 452, 354-B, 323, 447, 506, 427 and 148 read with Sections 149 and 511 of the Indian Penal Code (for short, 'the IPC'), at P.S. Nathana, District Bathinda.

Contents that the petitioner is the owner of the land in dispute as is made out from Annexure P-2, the order passed on the application for partition of the land owned by the parties. Vide order Annexure P-3, warrant of possession was also issued by the Assistant Collector, First Grade-cum-Naib Tehsildar, Bathinda. The mother of the petitioner, namely, Karnail Kaur addressed a representation to the Superintendent of Police, Bathinda, against the complainant party for removal of points earmarked by the Kanungo, Patwari and other officials during demarcation proceedings. The present case is a counter-blast to the partition proceedings and the complaint moved by the mother of the petitioner, a day prior to the

registration of the FIR. The petitioner is in custody since 22.08.2017. Only simple injuries have been attributed to the petitioner.

On the other hand, learned State counsel acknowledges the submission made by learned counsel for the petitioner.

In view of the above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

07.10.2017
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No