

207

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.40340 of 2016

Date of Decision: 19.01.2017

ASHRO W/O DESA SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Manvinder Singh Sidhu, Advocate
for the petitioner.

Mr. P.S. Ghuman, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.47 dated 09.06.2016, registered under Sections 302/148/149 IPC at Police Station Bhindi Saidan, District Amritsar.

Complainant Mukhtiar Singh alleged that on 08.06.2016 at about 5.00 p.m. in the evening, he along with his father Dara Singh were returning after attending condolence meeting of Sucha Singh father of Kulwinder Singh. Complainant was one *killa/acre* behind his father. When his father Dara Singh reached near the *dera* of Surjit Singh, then assailants namely Desa Singh, Major Singh, Baldev Singh, Gurnam and Ashro appeared from the heap of straws. Desa Singh gave a *datar* blow on left side of the face of Dara Singh. Major Singh gave the blow with handle of spade on the left arm of Dara Singh. Roop Singh inflicted blow with base ball on the right arm of Dara Singh and Pala Singh gave a *gandasi* blow on his right leg below the knee. Baldev

Singh gave a baseball blow on left side of the head of Dara Singh and petitioner Ashro gave a *dang* blow on the waist of Dara Singh.

The injury attributed to the petitioner was found to be a reddish bruise of 8.6 x 2.3 cm obliquely placed over the back. Petitioner is a lady and injury was found to be simple in nature. The cause of occurrence was stated to be a land dispute in the context of possession and litigation was pending in the court of law.

At this stage, keeping in view the allegations against the entire family of the petitioner, regular bail can be considered *qua* the petitioner.

In view of above, petition is allowed. Petitioner is ordered to be enlarged on bail, subject to furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

January 19, 2017.

(RAJ MOHAN SINGH)
JUDGE

Atik

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No