

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

CRL. MISC. No.M-40127 OF 2017
DATE OF DECISION : 21st NOVEMBER, 2017

Badal Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Naresh Jain, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed this petition under Section 439 Cr.P.C. seeking regular bail in FIR No.114, dated 16.06.2017 registered under Sections 307, 326, 324, 148, 149, 506 & 427 IPC (Sections 341, 325 & 120-B IPC added later on) registered at Police Station Nehianwala, District Bathinda.

Heard learned counsel for the rival parties.

The petitioner was arrested on 18.08.2017 and is in jail since then.

I have perused the FIR, which shows that the petitioner was armed with *kapa*. However, reading of the entire FIR does not show any attribution to the petitioner by means of *kapa*.

In view of the fact that there is no attribution to the petitioner and further fact that the trial will take its own time, I am inclined to grant bail to the petitioner.

In the result, I make the following order:

ORDER

- (i) CRL. MISC. No.M-40127 OF 2017 is allowed.
- (ii) Bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.
- (iv) The petitioner shall not tamper or influence the prosecution witness(es).

21st NOVEMBER, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>