

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

Sr. No.213

CRM-M No.8349 of 2017

Date of decision: 16.03.2017

Baljit Singh

....Petitioner

versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. O.P. Kamboj, Advocate
for the petitioner.

Mr. Neeraj Yadav, AAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 439 Cr.P.C., the petitioner seeks regular bail in FIR No.139 dated 14.12.2016, registered under Sections 323, 324, 120-B, 34 IPC (Sections 325 and 326 IPC added later on), at Nawanshahar Sadar, District Shaheed Bhagat Singh Nagar.

Seeking regular bail for the petitioner, learned counsel submits that the petitioner has been falsely implicated in the case as the present FIR was lodged after 05 days of the date of occurrence; there is no other criminal case pending against him; even if the allegations in the FIR are accepted as the gospel truth which the petitioner does not admit, only one injury which is simple in nature has been attributed to him; the petitioner has been in custody since 19.01.2017 and that since in his case no police remand was ever sought by the State it can safely be presumed that he is not needed for investigation purposes.

Learned State counsel opposes the grant of bail on the ground

that the co-accused of the petitioner has inflicted a grievous injury on the injured.

The petitioner has been attributed a simple injury; there is no other criminal case pending against him and that he being not needed by the investigating agency for investigation purposes.

After considering the aforesaid submission, I am of the opinion that the petitioner deserves to be admitted to regular bail.

Bail to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Shaheed Bhagat Singh Nagar.

Nothing observed herein above shall be considered to be an expression of opinion by this Court on the merits of the case.

If the petitioner is found indulging in any criminal act or misusing the concession of bail granted by this Court, it would be open to the State to seek cancellation of bail granted through this order by filing an appropriate application before the competent Court/this Court.

**(DEEPAK SIBAL)
JUDGE**

March 16, 2017

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*(i) Whether speaking/reasoned Yes/No
(ii) Whether reportable Yes/No*