

CRM No.M-9142 of 2017
Date of Decision: 24.03.2017

Buta Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr.Sant Pal Singh Sidhu, Advocate
for the petitioner.

Mr. Varun Sharma, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.162, dated 16.11.2016, under Sections 307, 323, 324, 506, 148,149 IPC, registered at Police Station Machhiwara Sahib, District Ludhiana.

Counsel for the parties have been heard at length.

FIR came to be registered on the statement of Gurnam Singh in relation to an alleged occurrence dated 15.11.2016. Allegations are that complainant Gurnam Singh, his son Manjit Singh and brother Roshan Singh were assaulted and inflicted injuries by the accused party including the present petitioner. The motive attributed is that there was a dispute as regards water flow along the house. The injury attributed to the present petitioner is a spade blow on the head of Roshan Singh and such injury having been opined to be grievous in nature.

Petitioner was arrested on 29.12.2016.

Investigation in the case is complete and even challan has been presented.

It has gone uncontroverted that even the offence under Section 307 IPC has been cited but there is no specific opinion recorded by the doctor as regards the injury on the person of Roshan Singh being dangerous to life.

In the totality of the circumstances and without making any observations on merits, petition is allowed.

Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Ludhiana.

Disposed of.

24.03.2017
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(TEJINDER SINGH DHINDSA)
JUDGE

- i) Whether speaking/reasoned? Yes
- ii) Whether reportable? No