

Sr. No.207
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-9659 of 2017 (O&M)
Date of Decision:28.03.2017

Manpreet Singh @ Bhau and another

... Petitioners

Versus

State of Punjab

... Respondent

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

Present:- Mr. Vivek Goel, Advocate,
for the petitioners.

Mr. P.S.Grewal, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the present petition filed under Section 439 Cr.P.C. seeking benefit of regular bail pending trial to the petitioners herein in case FIR No.129 dated 25.08.2016, under Sections 307/323/325/427/34 IPC and Sections 25/27/54/59 of Arms Act, registered at Police Station City Kotkapura, District Faridkot.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Jasvir Singh in relation to an occurrence that took place on 25.08.2016 in which his nephew, namely, Sarabjit Singh suffered injuries.

As per allegations, petitioner No.1 was armed with *datar* and the name of petitioner No.2 does not even figure in the FIR.

Counsel for the petitioners has adverted to the document placed on record at Annexure P-1 which is the medical examination conducted of Sarabjit Singh at Jha Neuro and Dental Centre and as per which injury No.1 has been opined to be grievous i.e. an abrasion on the upper eyebrow

region.

Annexure P-1 itself reveals that injured Sarabjit Singh was initially taken to Civil Hospital, Kotkapura and then to Guru Gobind Singh Medical College, Faridkot and thereafter brought to a private neuro and dental centre.

On a specific query having been put to learned State counsel and who is on instructions from ASI Jagtar Singh, no opinion of the doctor concerned has been referred to as regards any injury having been opined to be dangerous to life and on account of which offence under Section 307 I.P.C has been cited.

Petitioners have faced incarceration since 17.09.2016.

Investigation in the case is complete, challan stands presented and even charges have been framed. Trial is stated to be at the very initial stage and would take time to conclude.

Co-accused Chamkaur Singh and Gursewak Singh and who were allegedly armed with a *kappa* and *iron khanda* respectively have been granted regular bail by this Court in the light of order dated 14.03.2017 in CRM No.M-7857 of 2017.

Without making any observations on merits, present petition is allowed. Petitioners be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate, Faridkot.

Petition disposed of.

28.03.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

Yes