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

CRM-M-9920 of 2017

Date of decision: August 17, 2017

Surjit Singh @ Sahbu

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Manbir Singh Basar, Advocate for the petitioner.

Ms. Samina Dhir, DAG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks grant of regular bail in FIR No.89 dated 03.10.2013, under Sections 302, 452, 324, 323, 148, 149 of Indian Penal Code, 1860, registered at Police Station Kahnuwan, District Gurdaspur. The petitioner was arrested on 03.10.2013 and is in jail since then facing trial.

I have perused the evidence that has been recorded in the trial Court. Perusal of the evidence as well as allegations in the FIR show that the main injury was caused by another person and not by the present petitioner. The petitioner has given fists blows to the father of the deceased and *datar* blow, which is said to have been given on chest. Death was caused due to the injury on the head. In that view of the matter, looking to the long period spent by the petitioner in jail and fact that the evidence has been recorded and the witnesses have been

cross-examined, I am inclined to grant bail to the petitioner.

In that view of the matter, this petition is allowed. Petitioner shall be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.

(A.B. CHAUDHARI)
JUDGE

August 17, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No