

Sr. No.229

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

CRM No. M-12988 of 2018 (O&M)

Date of Decision: 04.04.2018

Baljinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. H.S.Batth, Advocate,
for the petitioner.

Mr. S.S.Sandhu, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks regular bail pending trial in case FIR No.67 dated 17.12.2016, under Sections 326, 323, 324, 427, 506, 34 IPC, registered at Police Station Khalra, District Tarn Taran.

As per prosecution version, petitioner was stated to have been armed with kappa and had allegedly delivered kappa blows on the head and right forearm of complainant Gurbhej Singh.

The injury is attributed to the petitioner having been opined to be grievous in nature. Offence under Section 326 IPC was cited.

Petitioner was arrested on 24.02.2017.

During the course of hearing, it has gone uncontroverted that material witnesses including the complainant/injured Gurbhej Singh have been examined before

the trial Court and have not supported the prosecution version.

Without making any observations on merits and keeping in view the length of incarceration already suffered, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate concerned.

Disposed of.

04.04.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No