

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

210

CRM-M No.13659 of 2018

Date of Decision: April 17th, 2018

Tarlochan Singh @ Billa

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Arpan Sabharwal, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior Deputy Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.123 dated 30.05.2017 registered under Sections 323, 324, 325, 326, 307, 109, 120-B, 506, 34 IPC at Police Station Rama Mandi, District Jalandhar.

It is the contention of learned counsel for the petitioner that the petitioner is alleged to be armed with a rod, which he used to offend the complainant which landed on his left and right forearms, which resulted in fracture. Counsel contends that these injuries are not on vital part of the body. The petitioner had surrendered in Court on 23.10.2017 and is in custody since then. Out of 21 witnesses which have been cited by the prosecution, no witness has been examined despite the framing of the charge. The trial is not likely to conclude soon and, therefore, the petitioner be granted the concession of regular bail. His further submission is that four co-accused have been granted the concession of bail by this Court.

Counsel for the State, on instructions from ASI Ravinder Singh, Police Station Rama Mandi, District Jalandhar, submits that the petitioner is one of the persons who had given injuries on

the person of the complainant. He, however, could not dispute the factual assertions, as have been made by the counsel for the petitioner, especially with reference to the bail granted by this Court to the four co-accused of the petitioner.

Keeping in view the fact that out of 21 witnesses, none of the witnesses has been examined till date and the petitioner is in custody for almost six months, with the trial not likely to conclude in near future, the present petition is allowed.

Petitioner is directed to be released on bail to the satisfaction of the trial Court.

April 17th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No