

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-30831-2018 (O&M)
Date of Decision:-27.07.2018.

Dara Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Virender Partap Singh, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioner has sought for regular bail in case FIR No.0015 dated 24.03.2018 (Annexure P-1) under Sections 307/324/323/34 IPC, registered at Police Station Taragarh, District Pathankot.

2.) It has been brought to the notice of this Court that during pendency of the present petition, challan has been filed.

3.) Learned counsel for the petitioner submitted that having regard to the development of filing of challan read with the alleged incident which took place on 20.03.2018 relating to altercation during traffic jam in a road, petitioner is entitled to regular bail.

4.) On the other hand, learned counsel for the State while resisting the petitioner's contention submitted that injury caused by the petitioner on

the complainant with *dattar* causing injury is on the head of the complainant. Thus, petitioner is not entitled to the benefit of regular bail.

5.) Heard the learned counsel for the parties.

6.) Having regard to the nature of allegations, namely altercation took place due to traffic jam in a road in a fit of anger petitioner could have caused injury on the complainant and which is not with any motive. That apart, challan has been presented during pendency of the present petition. In view of these facts and circumstances, petitioner is entitled to regular bail. Accordingly, petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the entire satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

7.) The petitioner shall not in any way indulge in any criminal activities and he shall not influence the witnesses or otherwise interfere with the fair trial.

8.) Accordingly, petition stands allowed.

(P.B. BAJANTHRI)
JUDGE

July 27, 2018.
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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.