

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-30339-2017 (O&M)
Date of decision: 06.02.2018

Satnam Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. N.S. Dandiwal, Advocate for the petitioner.

Mr. Abhay Pal Singh Gill, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

CRM-40531-2017

Prayer in this application is for placing on record the amended petition.

Learned counsel for the applicant submits that inadvertently, Section 325 IPC has not been mentioned in the head note as well as prayer clause of the petition.

For the reasons stated in the application, same is allowed. Amended petition is taken on record.

CRM stands disposed of.

CRM-M-30339-2017

Prayer in this petition is for grant of regular bail in FIR No.26 dated 03.04.2017 under Sections 307, 323 IPC (Section 325 IPC added later on) and Section 27 of Arms Act, registered at Police Station Mehna, District Moga.

Learned counsel for the petitioner submits that father of the petitioner is residing with his brother Chhinder Pal Singh and mother of the petitioner is residing with him. Counsel for the petitioner further submits that as

per the allegations in the FIR, on account of sudden provocation, due to leasing out of the land of brother of the petitioner to one Jagroop Singh, the incident has taken place, in which father of the petitioner suffered a brick bat blow on his head. It is further submitted that challan has been presented on 21.06.2017 and charges have been framed, however, no prosecution witness has been examined so far. Counsel for the petitioner also submits that the petitioner is in judicial lockup since 04.04.2017. Counsel for the petitioner has further submitted that vide order dated 27.12.2017, the petitioner was granted interim bail for two weeks and he has not misused the concession of interim bail and has surrendered back before the jail authorities.

Learned State counsel, on instructions from ASI Major Singh, has however opposed the prayer for bail on the ground that the allegations against the petitioner are that he has caused injuries to his own father.

Without commenting anything on merits of the case, considering the fact that the petitioner is in judicial lockup since 04.04.2017; challan has been presented and charges have been framed; no prosecution witness has been examined so far; the petitioner has not misused the concession of interim bail granted to him and conclusion of trial will take long time, this petition is allowed and the petitioner is directed to be released on bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

06.02.2018
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No