

213 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

HEMLATA
2018.09.18 18:11
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CRM-M-40185-2018 (O&M)

Date of decision:18.09.2018

Baljinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Arun Takhi, Advocate
for the petitioner.

Mr. Hittan Nehra, Additional Advocate General, Punjab.

RAJBIR SEHRAWAT, J. (ORAL)

Prayer in this petition filed under Section 439 of Cr.P.C. is for grant of bail pending trial in case FIR No.88 dated 06.08.2018 under Section 436 of IPC, registered at Police Station Sadar, Nawanshahar, District S.B.S. Nagar.

Learned counsel for the petitioner contends that in fact house of the petitioner has been set ablaze by the complainant and his accomplice just to implicate the petitioner in a criminal case. It is contended by the counsel that, already, there was an injunction against the complainant and her accomplice, from a Civil Court, qua the house in question and the agricultural land on a suit filed by the petitioner. Despite that, the complainant and her accomplice were interfering with possession of the petitioner. Resultantly, the contempt petition was also filed by the petitioner, in which all those persons were summoned by the Court. It is contended that as a counter blast, the house of the petitioner was put on fire and the petitioner was made scapegoat in connivance with police. It is further contended that the petitioner is in custody since 07.08.2018. The co-accused of the petitioner have already been granted anticipatory bail. No

purpose would be served by keeping the petitioner in custody further more.

Learned counsel for the State submits that the petitioner has committed serious crime, therefore, he should not be granted concession of bail pending trial.

However, keeping in view the above submissions made by counsel for the petitioner, but without expressing any opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

18.09.2018
Hemlata

Whether speaking/reasoned	Yes / No
Whether reportable	Yes / No