

Sr. No.214

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

CRM No. M-41469 of 2017 (O&M)

Date of Decision: 06.02.2018

Baljinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Harchand Singh 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 a kapa and has delivered kapa blows on the head and right forearm of complainant Gurbhej Singh. The injuries attributed to the petitioner have been opined to be grievous in nature attracting offence under Section 326 IPC. The ocular version of the complainant stands corroborated by MLR of Gurbhej Singh which was furnished by learned State counsel during the course of hearing.

It has gone uncontroverted that Gurbhej Singh is yet to be examined before the trial Court.

Under such circumstances, this Court is not inclined to

entertain and accept the prayer for regular bail of the petitioner at this stage.

For the reasons recorded above and while declining to interfere the instant petition is disposed of with a direction to the prosecution to make an earnest endeavour to have complainant Gurbhej Singh examined before the trial Court for the date already fixed i.e. 09.02.2018.

Liberty is granted to the petitioner to approach the Court afresh after examining of the complainant/injured.

Disposed of.

06.02.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No