

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

CRM-M-47271-2017

Date of decision:- 25.1.2018

Rajanpreet Singh @ Raja

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. PBS Goraya, Advocate
for the petitioner.

Mr.Ramandeep Sandhu, Sr.DAG, Punjab.

Mr.Virender Kumar Sandhir, Advocate
for the complainant.

H.S. MADAAN, J. (Oral)

This petition has been filed for the grant of regular bail to the petitioner – Rajanpreet Singh @ Raja, accused in FIR No.113 dated 18.7.2017, under Sections 307/323/324/452/326/148/149 IPC, registered at Police Station Lopoke, District Amritsar Rural.

Short reply filed on behalf of complainant, which is taken on

record.

Briefly stated, the facts of the case as per prosecution story are that on 17.7.2017 at about 9:00/9:30 p.m. Satnam Singh armed with *kahi* (spade), his son Bikram Jit Singh alias Bikram armed with *kirpan* (sword), Jagdeep Singh and Nirmal Singh @ Sonu sons of Gurvail Singh armed with *datars*, Rajanpreet Singh @ Raja son of Satnam Singh (present petitioner) armed with *kirch* trespassed in the house of complainant Kewal Singh, a brother of accused Satnam Singh situated at village Kohali and on an exhortation being raised by Satnam Singh, Jagdeep Singh gave a *datar* blow hitting Gurjant Singh son of complainant Kewal Singh on head, Nirmal Singh gave a *datar* blow hitting Gurjant Singh on his left arm, Bikramjit Singh gave a *kirpan* blow hitting Sajjanpreet Singh another son of complainant on left wrist; that when complainant stepped forward to save his sons, then Rajanpreet Singh @ Raja (present petitioner) gave a *kirch* blow hitting the index finger of right hand of complainant; that when complainant raised hue and cry, all the accused ran away from the spot along with their respective weapons. The injured were hospitalized. The matter was reported to the police. Petitioner Rajanpreet Singh @ Raja was arrested in this case on 21.7.2017 and he is in custody since then. The accused have been challaned and the trial is going on. The petitioner – accused - Rajanpreet Singh @ Raja had moved an application for regular bail in Court of Sessions at Amritsar but was unsuccessful and the same was dismissed vide order dated 17.11.2017 passed by learned Additional Sessions Judge, Amritsar. As such, he has approached this Court craving for similar relief

by filing of the present petition, which is being resisted by learned State counsel and counsel for the complainant.

I have heard learned counsel for the parties besides going through the record and I find that a single injury has been attributed to the petitioner which though grievous in nature but is on a non-vital part.

The conclusion of the trial is likely to take some time. The petitioner is not shown to have any past criminal record. As per custody certificate placed on record by the State counsel, he is not reflected to be involved in any other criminal case. He is stated to be of young age of 19 years. No useful purpose shall be served by detaining the petitioner behind bars any further.

Under the circumstances, without commenting on the merits of the case, I find it proper and appropriate, if concession of regular bail is granted to the petitioner.

Accordingly, the petition is allowed. The petitioner be admitted to bail during the pendency of the trial, subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate, Amritsar, subject to the following conditions:

- (i) he shall appear in the Court on each and every date of hearing;
- (ii) he shall not give any threat or intimidation to the prosecution witnesses; and
- (iii) he shall not leave India without prior permission of the Court.

In addition to that the trial Court may impose any term and

condition found suitable.

In case the petitioner violates any term and condition on which the bail has been granted to him, the order shall be liable to be withdrawn.

25.1.2018

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(H.S. MADAAN)**JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No