

218 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Hemlata
2018.01.08 17:05
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CRM-M-48218-2017O&M)

Date of decision:08.01.2018

Jaswinder Singh @ Mota

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. J.S.Sandhu, Advocate for the petitioner.

Mr. Abhaypal Singh Gill, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail to the petitioner in case FIR No.80, dated 19.08.2017 under Sections 365, 367, 342, 323, 120-B, 148, 149 of IPC, registered at Police Station Cantt. Bathinda, District Bathinda, Punjab.

Learned counsel for the petitioner submits that the mother of the petitioner had earlier filed CRM-M-17397 of 2017 seeking protection to her life and liberty against the other co-accused. The said petition was disposed of vide order dated 17.05.2017 with a direction to the Senior Superintendent of Police, Bathinda to look into the grievance of the petitioner i.e. mother of the present petitioner. Learned counsel for the petitioner further submits that the present FIR is in fact a counter blast to the earlier complaint filed against co-accused. He also submits that the petitioner is in judicial lock up since 07.09.2017; the investigation has already been completed and is no more required for further investigation. It is further submitted that the mother of the petitioner has filed CRM-M-34162 of 2017 and she has been granted anticipatory bail vide order dated 14.09.2017, which stands confirmed.

The learned State counsel, on instructions from HC Rajpal, has opposed the bail on the ground that there are allegations of beating one Vicky Singh.

Without commenting on the merits of the case, considering the fact that the mother of the petitioner, who is a co-accused, has been granted anticipatory bail and in view of the fact that on an earlier occasion, she has filed a petition before this Court for apprehending threat to her life and liberty at the hands of other co-accused and also in view of the fact that the petitioner is in judicial lock up since 07.09.2017 and challan has already been presented before the trial Court, the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate.

(ARVIND SINGH SANGWAN)
JUDGE

08.01.2018
Hemlata

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