

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

CRM-M-48800 of 2017(O&M)

Date of Decision: January 15, 2018.

Jaswinder Singh

..... PETITIONER (s)

Versus

State of Punjab

..... RESPONDENT (s)

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr.Veneet Sharma, Advocate for the petitioner.

Ms.Seema Mand, DAG Punjab.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

LISA GILL, J.(Oral)

The petitioner prays for bail pending trial in FIR No.161 dated 25.10.2017 under Sections 323, 324, 326, 354, 506, 148, 149 IPC registered at Police Station Sadar Tarn Tara, District Tarn Taran.

It is submitted that the petitioner has been falsely implicated in this case as he has good relations with the husband of the complainant. The complainant is embroiled with her husband in a matrimonial dispute. She has initiated number of proceedings against other persons who tried to help or aid her husband. Reference is made to judgment dated 14.12.2016

(Annexure P-3) wherein proceedings were initiated by the complainant against one Harbhinder Singh in FIR No.31 dated 9.2.2014 under Section 354 IPC. Harbhinder Singh was acquitted of the charges against him. Three other FIRs initiated by the complainant are specifically mentioned in the judgment dated 14.12.2016. Panchayatnama mentioned in the judgment is attached as Annexure P-4 with the petition. Gram Panchayat, Diyal Rajputan had passed the same while observing that the complainant got registered false cases and she blackmails people with false allegations of teasing her. It is further mentioned that she levels allegations against anyone who accompanies her husband Angrez Singh. It is submitted that the petitioner is not involved in any other criminal case. The petitioner undertakes not to misuse the concession of bail, if afforded to him. It is thus prayed that this petition be allowed.

Learned counsel for the State submits that specific allegations have been levelled by the complainant against the petitioner, however, the allegations attracting offence punishable under Sections 324 and 326 are attributed to other co-accused. It is verified on instructions from ASI Harjender Singh that the petitioner is not involved in any other criminal case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts before the Court, if released on bail. Trial in this case is not likely to conclude in the near future. No useful purpose shall be served by keeping the petitioner incarcerated any longer.

Keeping in view the facts and circumstances of the case but without commenting upon or expressing any opinion on the merits thereof, this petition is allowed. The petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned Trial Court.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

January 15, 2018.
Meenu

(**LISA GILL**)
JUDGE

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