

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-39613-2018

Date of decision: 28.01.2019

Manmohan Singh @ Mohana

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: None for the petitioner.

ASI Gurdev Singh.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.37 dated 14.05.2017 under Sections 326, 323, 506, 34 IPC, registered at Police Station City Budhlada, District Mansa.

As per allegations in the FIR, the petitioner has caused injury on the left hand and little finger of complainant Gobind Singh with an iron rod.

A perusal of the record shows that the petitioner is in custody since 22.12.2017 i.e. for a period of more than 01 year and 01 month and the offences are triable by the Court of Magistrate. Perusal of the record further shows that one co-accused of the petitioner namely Shaminder Singh @ Billa has been granted the concession of anticipatory bail vide order dated 04.12.2017 passed in CRM-M-40840-2017 and another co-accused Damanpreet Singh @ Gagandeep Singh was also granted the concession of anticipatory bail vide order dated 18.04.2018 passed in CRM-M-6141-2018.

Though the petitioner is involved in three other FIRs, however, the Investigating Officer, who is present in the Court, submits that he is on bail in these FIRs and in the present case/FIR, the case is now fixed for prosecution evidence and therefore, it will take some time in conclusion of the trial.

Without commenting anything further on merits of the case, considering the fact that the petitioner is in custody for more than 01 year and 01 month; offences are triable by the Court of Magistrate and also in view of the fact that case is still at the stage of recording the prosecution evidence, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

28.01.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No