

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

246

CRM-M-26330-2019

DATE OF DECISION: 11.07.2019

BALJINDER SINGH @ JINDER

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. S.K.Sharma, Advocate for the petitioner(s).

Mr. D.S. Sukarchakia, DAG, Punjab.

Mr. Mikhail Kad, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in Rapat No.27 in FIR No.60 dated 20.06.2018, under Sections 323, 341, 148, 149 and 506 IPC (Section 326 IPC added later on), registered at Police Station Khanauri, District Sangrur.

Learned counsel for the petitioner contends that the petitioner is stated to have been armed with *danda* but no injury is attributed to him. The injury, for which, offence under Section 326 IPC has been invoked is attributed to Dinesh Kumar. The petitioner is in custody for almost 2 months since his arrest on 16.05.2019. He also contends that the case is based on version and cross-version and injuries were received by both sides.

Learned State counsel, upon instructions from ASI Rameshwar Dass, states that the other co-accused are yet to be arrested, therefore, the investigation could not be completed.

Learned counsel for the complainant vehemently opposed the grant of regular bail stating that the petitioner has been specifically named in the Rapat and was equally responsible for the occurrence along with the other accused.

Heard.

In view of the submissions of learned counsel for the petitioner especially when no injury is attributed to him, although he was armed with a stick, he is in custody for almost 2 months and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

11.07.2019

SwarnjitS

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No