

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-26966-2019

Date of decision: 05.07.2019

Bahadur Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Manoj Pundir, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

This is 2nd petition for grant of regular bail in FIR No.45 dated 03.04.2018 under Sections 323, 324, 34, 506 IPC (Sections 325, 326, 201, 451 IPC were added later on), registered at Police Station Sadar Kurali, District SAS Nagar (Mohali), first one was dismissed as withdrawn on 05.04.2019 with liberty to approach the trial Court.

Learned counsel for the petitioner submits that it is a case of version and cross-version and in the cross-version i.e. FIR No.46 dated 03.04.2018, under Sections 323, 324, 341, 34 IPC, which was registered on the statement of uncle of the petitioner namely Sukhvir Singh, the complainant in the present FIR i.e. Bahadur Singh is one of the accused along with two other persons and they have already been granted the concession of regular bail. It is further submitted that the complainant has appeared as PW5 and he has failed to

identify the petitioner as one of the persons, who have inflicted injuries to him on 03.04.2018 and this witness was declared hostile.

Learned State counsel, on instructions from ASI Kesar Singh, has not disputed the factual position and submits that the petitioner is in custody since 29.11.2018 and other accused are on bail.

Without commenting anything on merits of the case, considering the aforesaid submissions made by learned counsel for the parties, 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

05.07.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No