

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

**CRM-M-33021-2019
Date of decision: 16.08.2019**

Pala Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioner.

Mr. Jagmohan Ghuman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 94 dated 01.05.2019, registered under Sections 323, 324, 506, 379, 307, 148 and 149 of the IPC (Section 326 IPC added later on) at Police Station Tanda, District Hoshiarpur.

As per the averments made in the petition, the petitioner is aged about 71 years and complainant Bikram Singh stated that on 01.05.2019, when he along with others had gone to their fields, the family of his in-laws, consisting 10/12 persons including ladies, came on a vehicle and attacked the complainant party. Father-in-law of the complainant, namely Harbhajan Singh @ Bhajan Singh and brother-in-law Bittu raised *lalkara* to teach complainant party a lesson for harassing their sister and Bitty gave a blow of *Datar* on the head of the complainant and when his father tried to rescue him, he was also given beatings.

As per the statement of the father of the complainant, namely

Swaran Singh, recorded under Section 161 Cr.P.C., it is stated that the petitioner caused injury on his head with a Datar and one Jasbir Kaur also gave injury on his head with a *Daang*.

Learned State counsel, on instructions from HC Harvinder Singh, submits that during the course of investigation, four persons were found innocent including the lady who is attributed head injury with a *Daang* on the person of Swaran Singh.

Learned State counsel further submits that it is the case of version and cross-version and some persons from the side of the petitioner have also received injuries.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the said fight took place in an open field and also in view of the fact that the petitioner is aged about 71 years; investigation is complete; challan stands presented and the conclusion of the trial is likely to take some time, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

16.08.2019

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No