

CRM-M No.33911 of 2019

Date of Decision: 30.09.2019

Baldev Singh**..Petitioner****Vs.****State of Punjab****..Respondent****CORAM: HON'BLE MR. JUSTICE LALIT BATRA**

Present: Ms. Manpreet Ghuman, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

Mr. A.D.S. Jattana, Advocate
for the complainant.

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Lalit Batra, J. (Oral)

Petitioner-Baldev Singh has filed this petition under Section 439 of the Code of Criminal Procedure, 1973, for grant of regular bail in case FIR No.21 dated 14.05.2019, under Sections 307, 323, 324, 326, 427 and 506 IPC read with Section 34 IPC, Police Station Sehna, District Barnala.

Notice of motion was issued.

Learned State counsel assisted by learned counsel for complainant appeared in Court and filed reply and vehemently contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel assisted by learned counsel for the complainant and have carefully gone through the record.

As per prosecution version, allegedly on 10.05.2019 petitioner along with co-accused in furtherance of their common intention inflicted

simple as well as grievous injuries on the person of Paramjit Singh (complainant). Petitioner is in custody since 20.05.2019. He is not required for any investigation or interrogation purposes. Challan has already been presented in the Court. Trial has already commenced. Learned counsel for the petitioner has pointed out that injuries No.1, 4 and 5 inflicted on the person of Paramjit Singh (complainant) allegedly attributed to the petitioner, said injuries though grievous in nature are not on any vital organ of the body and as such incorporation of offence under Section 307 IPC would remain debatable one. It is pertinent to mention here that co-accused Karam Singh has already been released on bail by this Court, vide order dated 24.07.2019. Since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and, thus, he deserves the concession of bail.

As a sequel to above said discussion, for the foregoing reasons, but without commenting on the merits of the case, instant application for grant of bail moved by petitioner- Baldev Singh is allowed and he is ordered to be released on bail on his furnishing personal bond/surety bond(s) to the satisfaction of trial Court/Duty Magistrate concerned.

30.09.2019
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(LALIT BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No