

In the High Court of Punjab and Haryana at Chandigarh

CRM-M No. 47788 of 2019
Date of Decision: 15.11.2019

Kuldeep Singh and anotherPetitioners

Versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Veneet Sharma, Advocate
for the petitioners.

Mr. S.S.Cheema, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 31 dated 3.5.2014 registered at Police Station Harike, District Tarn Taran under Sections 307, 323, 324, 379, 382, 148, 149 IPC and Sections 25 and 27 of Arms Act, 1959.

Learned counsel for the petitioners states that petitioner No. 1 Kuldeep Singh is not named in the FIR whereas though petitioner No. 2-Dilbag Singh has been named in the FIR but no specific role has been attributed to him. He has pointed out that co-accused Sukhwinder Singh has been granted the concession of regular bail by this Court vide order dated 1.11.2019 (Annexure P-2).

Learned State counsel, on instructions from Head Constable Parkash Singh, has submitted that the injured has specifically named petitioner No. 1-Kuldeep Singh to the effect that he has inflicted injury on his wrist whereas petitioner No. 2-Dilbag Singh has inflicted injury on the

waist of the one of the injured. He further submits that challan has been presented but no prosecution witness has been examined.

In the present case, the dispute is regarding the Govt. land and the FIR has been registered against 37 accused.

Learned State counsel does not dispute the factual position.

The petitioners are in custody since 9.8.2019. Challan has been presented and the trial will take time to conclude. No useful purpose would be served by keeping the petitioners behind the bars.

Without commenting anything on the merits of the case and keeping in view the fact that the co-accused has been granted regular bail, the petition is allowed and the petitioners are ordered to be released on bail on their furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Tarn Taran.

(HARNARESH SINGH GILL)
JUDGE

November 15, 2019
Gurpreet

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No