

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

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(Proceedings conducted through video Conference)

CRM-M-15470-2020 (O&M)

Date of decision: 01.07.2020

HARBANS SINGH

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. KB Raheja, Advocate for the petitioner.

REKHA MITTAL, J. (Oral)

Harbans Singh, accused in FIR No.40 dated 12.5.2020 registered at Police Station Sadar Zira, District Ferozepur for offence punishable under Sections 307, 336, 506 read with Section 34 IPC and Sections 25/27 of the Arms Act (offence under Sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 added later) prays for grant of regular bail, pending trial.

Heard.

Notice of motion to the Advocate General, Punjab.

Mr. Mehardeep Singh, Addl. AG, Punjab, appears on behalf of State of Punjab.

Counsel for the petitioner would argue that injury sustained by the victim has been attributed to Manjinder Singh, non-applicant and he is in custody. It is further argued that as per allegations in the FIR, petitioner came to the spot after initiation of occurrence at the behest of Manjinder Singh. It is further argued that licensed weapon along with license has already been recovered. The petitioner is 77 years of age and ready to face

trial.

Counsel representing State of Punjab has not disputed correctness of factual submissions but opposed prayer for grant of bail.

Concededly, injury constituting offence under Section 307 IPC has been attributed to Manjinder Singh son of the petitioner. No injury sustained by the victim has been attributed to the petitioner. The petitioner is in custody since May, 2020 and no longer required for the purpose of investigation. The injured was discharged from the hospital. There is no allegation that petitioner does not have a permanent place of stay or likely to flee from process of justice, if extended benefit of bail.

Without meaning to express any opinion on merits of the case, bail to the petitioner subject to his furnishing bail bonds to the satisfaction of Additional Sessions Judge (on duty), Ferozepur. However, he shall abide by the following conditions:-

(i)He shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer; and

(ii)He shall not leave India without previous permission of the Court.

Disposed of.

01.07.2020

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No