

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

CRM-M-16009-2020 (O&M)
Date of decision : 10.08.2020

Satnam Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. G.S. Sandhu, Advocate for the petitioner.

Mr. V.G. Jauhar, Sr. DAG, Punjab.

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for bail pending trial in a criminal case arising from FIR No.181 dated 05.09.2019 registered under Section 308 of the Indian Penal Code, 1860, at Police Station Sangat, District Bathinda.

In a nutshell, the case of the prosecution has been noticed by the learned Additional Sessions Judge, Bathinda in para 2 of the order, which is extracted as under:-

“2. The case of the prosecution has been registered on the statement of Balwinder Singh son of Gurditta Singh to the effect that he is resident of village Jassi Bagh Wali and

is an agriculturist. He and his uncle Balkaran Singh are having their houses about 4 Killa and their house is in the name of his uncle, and his uncle's house is in the name of his father. About 15 years back, his father Gurditta Singh had transferred his property in the name of Balkaran Singh, where the house of Balkaran Singh is constructed, but Balkaran Singh did not transfer the property/house standing in his name, in the name of complainant or his father till date. On 27.8.2019, the complainant was returned back from his fields and on the way, he requested Satnam Singh son of Balkaran Singh to get the property of house of complainant transferred in the name of complainant from his father Balkaran Singh, but said Satnam Singh started abusing the complainant and the complainant came back to his house. On 27.8.2019 at about 8.00p.m., he was sitting on a table near the pond and in the mean time Satnam Singh came there with a handle of handpump and raised a lalkara not to spare the complainant and then he gave one blow with the said handle of handpump on the head of the complainant and the complainant raised hue and cry. On this Satnam Singh ran away from the spot with his weapon and the complainant was got admitted in the Civil Hospital, Bathinda.”

Learned counsel for the petitioner contends that the petitioner is in custody for approximately 11 months. He further submits that although the trial of the case has commenced, however, due to the spread of Novel Coronavirus and consequent restricted functioning of the Courts, the conclusion of the trial is likely to take time.

Learned counsel for the State does not dispute this position.

The petitioner is in custody since 25.09.2019. As per the information supplied by the learned counsel for the State, the petitioner is not involved in any other criminal case.

Without commenting on the merits of the case and keeping in view the aforesaid facts, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

10.08.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No