

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

Crl. Misc. M-27028 of 2021
Date of decision: 23.09.2021

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Balbir Singh and others

....Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

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

Mr. Rajneesh Chadwal, AAG, Haryana.

Mr. S.S. Momi, Advocate,
for the complainant.

(Proceedings are conducted through video
conferencing as per instructions).

G.S.SANDHAWALIA, J. (Oral)

The petitioners seek regular bail in case FIR No. 250 dated 01.05.2021 under Section 323, 324, 326, 34 IPC, P.S. Shahbad, District Kurukshetra. For petitioners no. 1 and 3, it is the second bail application since the first one was dismissed as withdrawn on 28.05.2021.

The dispute inter se the parties is arising out of the incident which had happened at the time of ploughing of the fields. Baldev Singh was stated to be ploughing the fields when Balbir Singh, Gulab Singh and Balwinder Singh had gone after him. Within the vision of the complainant, Harbel Singh s/o Baldev Singh, they had caught Baldev Singh and made him fall down on the ground and a *kassi* blow had been inflicted upon his right leg. The bail applications were dismissed on 18.05.2021 of Balbir

Singh and Balwinder Singh firstly and the second bail application was

dismissed on 09.06.2021 by the Sessions Court. Gulab Singh's bail application was also dismissed on 09.06.2021.

It is not disputed that the investigation has been completed and the case is now fixed for prosecution evidence on 01.10.2021 and the charges have been framed on 05.08.2021. The petitioners are stated to be in custody since 02.05.2021. A period of almost 5 months has gone by.

In such circumstances, this Court is of the opinion that no useful purpose would be served to keep them in further custody, keeping in view the above facts and circumstances since trial is likely to take some time.

Accordingly, the bail application is allowed. The petitioners be released on bail subject to the satisfaction of CJM/Illaqa Magistrate, Kurukshetra.

23.09.2021
shivani

(G.S. SANDHAWALIA)
JUDGE

Whether reasoned/speaking

Yes/No

Whether reportable

Yes/No