

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

204

CRM-M-39221 of 2021
Date of Decision: 01.10.2021

Sulakhan Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Sandeep Singh Mann, Advocate for the petitioner.

Mr. Amitoj Singh Dhaliwal, DAG, Punjab.

HARINDER SINGH SIDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case FIR No.85 dated 12.06.2021 under Sections 307, 323, 447, 511, 148, 149 IPC and Sections 25 and 27 of Arms Act, 1959 registered at Police Station Sadar Kotkapura, District Faridkot.

FIR was registered on the complaint of Manjit Singh, where in it is alleged that he alongwith his aunt Kirpal Kaur, Balwinder Kuar, Basant Singh, Nachhattar Singh and women folk of their house were harvesting the vegetables from their field and were clearing the khal for watering the field. At about 10:30/11:00 am, one Fortuner vehicle bearing No. PB-03AF-0018, one Corolla vehicle bearing No. DL-4CAE-3221 and one Tractor 5911 came there. Basant Singh, Jalandhar Singh, Somidas were on the Tractor. They entered their Tractor in the field of the complainant and started constructing

the watt. Then from the Fortuner Vehicle, Ranjit empty handed, Harish Kumar @ Kaka Nepali armed with pistol, Mani armed with iron chain, Bagga Singh armed with baseball, petitioner-Sulakhan Singh @ Kamal armed with iron poll alighted. From the Corolla Vehicle, Nishan Singh armed with baseball and 3-4 unknown persons alighted. They raised lalkara that they will teach lesson to the complainant party for taking possession of their land. Harish Kumar @ Kaka Nepali fired a shot with his pistol towards the complainant with the intention to kill him. When he raised his hand in his defence, the shot hit on the fingers of his hand and also crossed from the side of right bicep of Balwinder Kaur. His aunt Kirpal Kaur raised noise. Then Mani gave her iron chain blow, which hit on her left hand. Petitioner gave push blow to Kirpal Kaur, due to which she fell in the Khal and received injury on her right knee. Kaka Nepali fired 3-4 shots in the air. Then all the accused persons gave abuses and threatened to kill them.

Learned counsel for the petitioner has argued that as per the FIR, the petitioner is only alleged to have given push blow to Kirpal Kaur, causing her to fall into the Khal. He has annexed the MLR of Kirpal Kaur as per which there is only complaint a pain on the right Knee.

Petitioner is in custody since 16.06.2021. The investigation in the case is complete.

In view of the above, without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed

and the petitioner-Sulakhan Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate, Chief Judicial Magistrate, concerned.

[HARINDER SINGH SIDHU]
JUDGE

October 01, 2021
rashmi

Whether speaking/reasoned	yes/no
Whether reportable?	yes/no