

CRM-M-42736-2020

Date of Decision:08.07.2021

Harbhajan Singh alias Lakhi Singh

.....Petitioner

Vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present:- Mr. B.S.Toor, Advocate,
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

AMOL RATTAN SINGH, J. (Oral)

Case heard via video conference.

This is the second petition filed by the petitioner under the provisions of Section 439 of the Cr.P.C., seeking to be admitted to bail, upon FIR No.69, dated 19.05.2020, having been registered at Police Station Chajjli, District Sangrur, alleging therein the commission of offences punishable under the provisions of Sections 307/323/341/148/149/120-B of the IPC.

This petition alongwith other two petitions of other two co-accused had come up for hearing on 07.04.2021, and the petition filed by Babblu Singh (CRM-M-7321-2021), was allowed for the reasons given in that order, whereas the one filed by Banty Singh (CRM-M-37315-2020), was withdrawn by counsel appearing for him, when this court was not inclined to admit to him to bail at that stage. As regards the present petitioner, the following order was passed on that date:-

“As regards Harbhajan Singh @ Lakhi Singh (petitioner in CRM-M-42736-2020), with one injury specifically attributed to him (as per the case of the prosecution) leading to a fracture on the leg of Varinder Singh, in my opinion he cannot be admitted to bail at this stage.

Consequently, hearing in the said petition is adjourned to 08.07.2021, though of course it is to be noticed that as per the said affidavit there is no other criminal case registered against him.”

Learned counsel for the petitioner today submits that even now no prosecution witness has been examined so far and the petitioner has been in custody for almost one year, with no other criminal case registered against him.

Learned State counsel could not deny the factual position as above.

That being so, without making any comment on the actual merits of the case, the petition is allowed and the petitioner is ordered to be admitted to bail, upon him furnishing adequate bail and surety bonds to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

July 08, 2021

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO