

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

CRM-M-17395 of 2022 (O&M)

DECIDED ON: 4th May, 2022

Amrik Singh

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Vivek Salathia, Advocate for petitioner.
Mr. Sandeep Kumar, DAG Punjab.

AVNEESH JHINGAN, J (ORAL)

This petition under Section 439 Cr.P.C. is filed seeking regular bail in case of FIR No. 326 dated 2.12.2021, under Sections 335, 435, 427, 506, 148, 149 IPC and Sections 25 and 27 of the Arms Act, 1959 registered at Police Station Ajnala, District Amritsar-Rural.

As per the pleadings, there is a long drawn litigation between the parties with regard to possession of the land. Complainant-Ramesh Kumar alleged that on 21.9.2021, the accused including the petitioner were spraying chemical on the crops sown by him, to destroy the same.

Learned counsel for the petitioner submits that there is delay in lodging the FIR, the litigation with regard to possession of the land is pending before this Court, there is no injury inflicted and no recovery is to be made. Petitioner is in custody since 15.3.2022. The co-accused was granted interim anticipatory bail by this Court.

Learned counsel for the State appearing on advance notice accepts the same and opposes the prayer for bail and submits that the petitioner is involved in one more case.

Without commenting on the merits of the case, considering the background that there is long drawn litigation between the parties with regard to possession of the land in dispute, no injury is inflicted and no specific role has been attributed to the petitioner, conclusion of trial is likely to take time and co-accused was granted interim anticipatory bail, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

4th May, 2022

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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned *Yes*

Whether reportable *No*