

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

***CRM No. M-4246 of 2015
Date of decision:01.05.2015***

Gagandeep Singh @ Rinku

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Ravi Malhotra, Advocate for the petitioner.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

Mr. A.S. Manaise, Advocate for the complainant.

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TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 439 Cr.P.C. seeking the concession of regular bail to the petitioner in case FIR No.63 dated 28.4.2014 under Sections 452, 326, 323, 324, 325, 506, 148, 149 I.P.C, registered at Police Station, Adampur, District Jalandhar City.

Learned counsel for the parties have been heard.

Injured in the present petition is Jatinder Bangar on whose statement the F.I.R was lodged. Alleged injury attributed to the present petitioner and which has been opined to be grievous in nature so as to attract offence under section 326 I.P.C is on a non-vital part of the body of Jatinder Bangar.

The petitioner has been in custody since 22.11.2014.

Learned State counsel has further apprised the Court that investigation in the case having been completed, challan has been presented

but charges have not yet been framed.

Learned State counsel as also counsel appearing for the complainant would oppose the present petition on the ground that petitioner is a habitual offender and is involved in a number of criminal proceedings and the details of which find a mention even in the order dated 15.1.2015, passed by the learned Additional Sessions Judge, Jalandhar while declining the benefit of regular bail.

Counsel for the petitioner has joined issue and states that in so far as F.I.R no. 59 dated 17.3.2011 under sections 363, 366, 328, 120-B I.P.C registered at Police Station, Adampur, District Jalandhar and F.I.R No.167 dated 17.8.2007 under sections 326, 324, 325, 323, 148, 149 I.P.C registered at Police Station, Adampur, District Jalandhar, are concerned, such F.I.Rs already stand quashed in the light of compromise having been effected between the parties. In F.I.R No.209 dated 25.11.2012 under sections 376, 506, 511 I.P.C, registered at Police Station, Adampur, District Jalandhar, the petitioner already stands acquitted and in F.I.R no.206 dated 15.11.2010 under sections 326, 324, 325, 323, 148, 149 I.P.C registered at Police Station, Adampur District Jalandhar and F.I.R No.172 dated 27.7.2011 under sections 323, 341, 506, 427, 148, 149 I.P.C registered at Police Station Adampur, District Jalandhar, the petitioner has already been granted the benefit of bail.

In the totality of circumstances, the petitioner is held entitled to the concession of bail. Petition, accordingly, is allowed.

Petitioner be enlarged on bail subject to satisfaction of C.J.M., Jalandhar.

Disposed of.

01.05.2015

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**(TEJINDER SINGH DHINDSA)
JUDGE**