

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

CRM-M-23048-2016 (O&M)
Date of decision : 19.08.2016

Monna @ Gurmail Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Pavittar Singh Grewal and Mr. T.P. Singh, Advocates,
for the petitioner.

Mr. Mehardeep Singh, Addl.AG, Punjab,
assisted by HC Sukhdev Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.25 dated 12.02.2016, registered under Section 324 and 307 (added subsequently) read with Section 34 of the Indian Penal Code at P.S. Sadar Dhuri, Distt. Sangrur.

Learned counsel contends that the scuffle took place on a small altercation on the ground that the complainant had thrown water on the passage. He further refers to report dated 12.02.2016, received from the PGIMER, Chandigarh, wherein, all the injuries have been stated to be simple in nature.

On the other hand, learned State counsel, on instructions submits that the injury attributed to the petitioner is on the vital part. The challan is yet to be presented.

Heard.

The petitioner is in custody since 19.06.2016. The solitary injury attributed to the petitioner, though on vital part, has been found to be simple in nature. Though, the investigation is complete, but the challan has not been presented so far. Therefore, it can safely be inferred that the trial is not likely to be concluded in the near future. This Court feels that no useful purpose would be achieved in keeping the petitioner under further incarceration.

Keeping in view the totality of the circumstances, without advertent to the merits of the case, the present petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Illaq Magistrate concerned.

19.08.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No