

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

(211)

CRM-M-29211-2016

Decided on: September 02, 2016.

Ajay Kumar @ Donna

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Vijay Lath, Advocate, for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

M.M.S. BEDI, J (ORAL)

Petitioner, Ajay Kumar @ Donna, seeks concession of regular bail in a case registered at the instance of Jaspreet Singh alleging that on 26.12.2015 when he had gone to the shop of his friend Harmeet Singh, one Happy came inside the shop and started picking the articles and when Harmeet Singh stopped him, Happy called co-accused Heera, Sandeep, Hardeep and 5-6 other persons who came armed with 'datar', baseball bats and attacked the complainant and Harmeet Singh with their respective weapons.

So far as the petitioner is concerned, he was not named in the FIR but was involved on the basis of supplementary statement recorded one month after the registration of the FIR. No specific injury is attributed to the petitioner as per the said supplementary statement of injured Jaspreet Singh.

Learned counsel for the State has submitted that the petitioner has been attributed simple injury as per the MLR but being member of unlawful assembly, he is not entitled for bail.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the police record.

The petitioner has been in custody w.e.f. 28.03.2016. Since the challan has already been presented, the petitioner can be granted the concession of bail.

The petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to the conditions that he will not tamper with the evidence and will not commit similar offence of which he is accused of, during the pendency of the trial and will also not in any manner, directly or indirectly, make any inducement or threaten the witnesses.

(M.M.S. BEDI)
JUDGE

September 02, 2016
harsha

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