

210 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-40417 of 2017 (O&M)

Date of Decision: 08.12.2017.

Sandeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Nandan Jindal, Advocate,
for the petitioner.

Ms. Anju Arora, Addl. AG Punjab.

JITENDRA CHAUHAN.J.(ORAL)

This is second bail application filed under Section 439 Cr.P.C seeking bail in case FIR No. 85 dated 08.05.2017 registered under Sections 452, 323, 354-A, 506, 427, 148, 308 and 325 read with Section 149 IPC at Police Station Division No.1, District Jalandhar.

Learned counsel for the petitioner contends that as per the FIR, the injury attributed to the petitioner is on the person of Mohanjit Singh on the right arm whereas, as per MLR, there is no injury. It is further contended that the petitioner is in custody since 12.05.2017. It is a case of version and cross-version.

On the other hand, the learned State counsel submits that injury No.4 i.e. stated to be grievous was also attributed to the petitioner. However, there is no reference of the same in the FIR.

Heard.

Considering the inconsistency of injury attributed to the petitioner and the fact that it is a case of version and cross version; the petitioner is in custody since 12.05.2017; the challan stands already presented, without commenting on the merits of the case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/duty Magistrate concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

08.12.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No