

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-6060 of 2017

Date of decision : May 23, 2017

Ajay Kumar

....Petitioner

versus

State of Punjab

....Respondent

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. AS Khinda, Advocate, for the petitioner
Mr. RS Randhawa, Addl. AG, Punjab for the respondent-State

Fateh Deep Singh, J. (Oral)

The allegations against petitioner Ajay Kumar in this regular bail application under section 439 Cr.P.C. are that on 6.11.2011, the petitioner along with his co-accused had assaulted complainant Kuljit Singh. The petitioner is attributed injuries above right ear, right palm and right index finger and as per evidence including testimony of the doctor, the aforesaid injuries at the most are grievous in nature and that the petitioner is behind the bars since long and the trial is not likely to be concluded in the near future.

Keeping in view the substantive period of incarceration, there being debatable issue in the absence of medical evidence about the injuries being dangerous to life and the fact that the trial is not likely to be concluded in near future, without adverting to the merits of the case, the instant application is allowed. Bail to the satisfaction of learned Chief

Judicial Magistrate/Duty Magistrate, Kapurthala.

The present petition stands disposed off accordingly.

The observations made herein above shall not be binding on the trial court at the time of trial as these are purely for the disposal of the present bail application.

May 23, 2017
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(Fateh Deep Singh)
Judge

Whether speaking/reasoned ?

Yes/No

Whether Reportable ?

Yes/No