

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

**CRM-M-21073-2018  
Date of decision:24.5.2018**

Dheeraj Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

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**CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU**

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Present: Mr. Jitender Singh Dadwal, Advocate  
for the petitioner.

Mr. Amitoj Singh Dhaliwal, DAG, Punjab  
for the sole respondent.

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**MAHABIR SINGH SINDHU, J. (ORAL)**

This petition has been filed by the petitioner under Section 439 of the Criminal Procedure Code ('Cr.P.C.' - for short) for grant of regular bail in FIR No.120 dated 9.4.2017 under Sections 307, 323, 506, 148, 149 of the Indian Penal Code ('IPC' - for short) and Sections 25 of the Arms Act registered with Police Station Focal Point, Ludhiana.

Fresh custody certificate produced by the State counsel is taken on record and copy thereof has been supplied to the opposite side.

Learned counsel for the petitioner contends that as per the allegations in the FIR, neither injury has been attributed; nor anything is to be recovered from him. The petitioner is in custody since 2.3.2018 and

his co-accused Arvind and Ranjan Kumar have already been granted concession of bail by this Court vide order dated 2.11.2017 (P-2). It is also contention of learned counsel for the petitioner that report under Section 173 of the Criminal Procedure Code ('Cr.P.C.' - for short) has already been submitted and charges are yet to be framed.

The above factual position has been duly acknowledged by learned State counsel on instructions from ASI Balbir Singh.

Heard both sides.

In view of the fact that report under Section 173 Cr.P.C. has already been submitted by the prosecution and two co-accused namely Arvind and Ranjan Kumar with similar allegations have already been granted concession of bail by this Court and no injury has been attributed to the petitioner. The conclusion of trial is likely to take a long time, hence no useful purpose would be served by keeping the petitioner behind the bars. Consequently, this Court is of the view that it would be just and appropriate if the concession of bail is granted to the petitioner. Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Dheeraj Kumar be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned.

( MAHABIR SINGH SINDHU)  
JUDGE

24.5.2018  
Gaurav Sorot

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|----|------------------------------|-----|
| 1. | Whether reportable?          | No  |
| 2. | Whether reasoned / speaking? | Yes |