

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

Sr.No.220

Criminal Misc.-M-34602 of 2018

Date of Decision:12.09.2018

Tony Singh @ Ravinder Singh

....petitioner

Versus

State of Punjab

.....respondent

CORAM: HON'BLE MR.JUSTICE ARVIND SINGH SANGWAN

Present: Mr.J.S.Warring, Advocate
for the petitioner

Mr.Manreet Singh, AAG Punjab

ARVIND SINGH SANGWAN, J. :

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.35 dated 21.04.2018, for offence punishable under Sections 307,324,323,34 of the Indian Penal Code (in short 'IPC') registered at Police Station Jaitu, District Faridkot.

Learned counsel for the petitioner submits that the injury attributed to the petitioner is on the non vital part of the complainant. It is further submitted that the statement of the complainant has been recorded in examination-in-chief and thereafter, the prosecution has moved an application under Section 319 Cr.P.C. for summoning the additional accused and thus, the trial will be delayed. Learned counsel further submits that the petitioner is in judicial custody since 24.04.2018 and he is not involved in any other case.

Learned state counsel on instructions from ASI Ranjit Singh submits that the injury attributed to the petitioner was declared grievous injury and has opposed the prayer for bail.

Without commenting anything on merits of the case, considering the fact that the injury attributed to the petitioner is on the non vital part, he is not involved in any other case; he is in judicial custody since 24.04.2018 and it will take some time in conclusion of the trial, this petition is allowed and the petitioner is directed to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate. However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case he is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

12.09.2018

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Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No