

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-38707-2018

Date of decision: 12.09.2018

Manjinder Singh @ Mau

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Ms. Ruchi Sekhri, Advocate for the petitioner.

Mr. AS Gill, DAG, Punjab.

Mr. Nagar Singh, Advocate for the complainant.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 439 Cr.P.C., petitioner-
Manjinder Singh @ Mau, has prayed for grant of regular bail in case FIR
No. 195 dated 20.06.2018 registered under Sections 323, 324, 427, 452,
506, 148 and 149 IPC (Section 326 IPC added later on) at Police Station
City Khanna, District Ludhiana.

Learned counsel for complainant-Jagtar Singh has filed
Power of Attorney on his own, though he has not been impleaded as
party. The same is taken on record. Office to tag the same at the
appropriate place.

According to the prosecution, in the intervening night of
19/20.06.2018, some unidentified persons armed with deadly weapons

like baseball bats, swords etc. attacked complainant Jagtar Singh and caused injuries, including grievous one falling under Section 326 IPC with their respective weapons on different parts of his body.

Learned counsel for the petitioner *inter alia* contends that the petitioner was not named in the FIR. Co-accused of the petitioner, namely; Manpreet Singh @ Mani, having similar role has been granted regular bail by this Court vide order dated 29.08.2018 (Annexure P-5). Petitioner is in custody since 23.06.2018. Thus, treating the case of the petitioner on the same parity, he may be granted the concession of regular bail, considering the fact that filing of final report under Section 173(2) Cr.P.C. and conclusion of trial may take a long time. No useful purpose would be served by detaining him in jail.

On the other hand, learned State counsel vehemently opposed the above submissions of learned counsel for the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner-Manjinder Singh @ Mau, is ordered to be released on bail pending trial, treating his case on the same parity as that of his co-accused, namely; Manpreet Singh @ Maini, on his furnishing adequate bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

September 12, 2018
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(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No