

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

Hemlata
2018.03.28 14:15
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CRM-M-8686-2018(O&M)

Date of decision: 28.03.2018

Akash

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. P.S.Hundal, Sr. Advocate with
Mr. Dinesh Trehan, Advocate
for the petitioner.

Mr. Abhaypal Singh Gill, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No. 118 dated 05.12.2016 for offences under Sections 307, 452, 324, 148, 149 of IPC, registered at Police Station Lambra, District Jalandhar.

Counsel for the petitioner submits that there is a delay of 7 days in lodging the FIR and the Injury was declared dangerous to life by private doctor and there is no such opinion by the doctor who has conducted the medico legal examination of the injured. It is further submitted that the investigation is complete; challan has already been presented and conclusion of the trial will take long time. It is further submitted that the petitioner is not involved in any other case.

Learned State counsel, on instructions from ASI Niranjana has opposed the prayer for bail on the ground that the injury is on the head of complainant-Ajay Kumar and the same is declared to be dangerous to life.

Without commenting anything on merits of the case and considering the fact that investigation is complete; challan has already been

presented; charges are yet to be framed and the conclusion of the trial will take long time; petitioner is not involved in any other case, the petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail, if the petitioner is found involved misusing the concession of bail, in any manner .

(ARVIND SINGH SANGWAN)
JUDGE

28.03.2018
Hemlata

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