

CRM-M-23519-2019 (O&M)

Date of decision:28.05.2019

Rajdeep Singh @ Raj @ Kaler

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Sukhmeet Singh, Advocate
for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

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RAJBIR SEHRAWAT, J. (ORAL)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.61 dated 21.06.2018 registered under Sections 324, 323 read with Section 34 of IPC (Offence under Section 326 of IPC added later on), at Police Station Ajitwal, District Moga.

It is contended by the counsel for the petitioner that although the name of the petitioner has been wrongly involved in this case, however, even as per the case of the prosecution, the petitioner is attributed only injury on the forehead of the injured/complainant. However, as per the medical opinion, the said injury has been found in simple in nature. The petitioner is in custody since 11.04.2019. The investigation qua the petitioner is complete and there is no other case against the petitioner.

On the other hand, learned State counsel, being instructed by ASI Balwinder Singh, submits that the fact that the petitioner caused injury on the forehead of the complainant; is sufficient to show the culpability of the petitioner. However, it is not disputed that the injury attributed to the

petitioner has been found in simple in nature and that the investigation qua

the petitioner is complete.

In view of the above, but without commenting any further upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

(RAJBIR SEHRAWAT)
JUDGE

28.05.2019
Hemlata

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