

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

Sr. No.211

**CRM-M-51950-2018
DECIDED ON: May 13, 2019**

GURPREET SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Arshdeep Singh Brar, Advocate, for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

Mr. Arjinder Singh Sidhu, Advocate, for the complainant.

RAJBIR SEHRAWAT, J. (ORAL)

This is a petition filed under Section 439 Cr. P.C. for grant of regular bail to the petitioner in case FIR No.152, dated 13.07.2018 under Sections 307, 324, 323, 382, 427, 148, 149 IPC IPC, registered at Police Station Maur, District Bathinda.

Learned counsel for the petitioner contends that it is a case of version and cross-version, although, the police has not registered the case/complaint of the side of the petitioner, despite the fact that the assertions made by the side of the petitioner were duly supported by the MLR. It is further submitted that although the complainant has alleged that he received grievous injuries which are dangerous to life, however, the petitioner was discharged from the hospital after five days only. Still further it is submitted that the petitioner is in custody since July, 2018. The charge has already been framed in the case. Even the complainant has been examined. However, after examination of the complainant, the prosecution has moved an application under Section 319 Cr.P.C. for summoning of

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additional accused to face trial with the present petitioner. Hence, it is contended that the trial is not likely to be concluded in near future. By any means, the petitioner would be appearing before the trial Court to face the proceedings in accordance with law. Hence, the petitioner be released on bail. It is further submitted that there is no other case of any kind against the petitioner.

On the other hand, learned State counsel, being instructed by Ranjit Singh, H.C. and being assisted by Advocate for the complainant, submits that the petitioner has caused injuries which have been found to be dangerous to life. It is further submitted the very fact that the petitioner caused head injury shows an intention to make an attempt to commit murder. However, it is not disputed that the injured was discharged from the hospital after five days and that the complainant has already been examined in this case, and further that, thereafter the prosecution has moved an application under Section 319 Cr.P.C.

In view of the above, without commenting upon any merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

May 13, 2019

Ankur

**(RAJBIR SEHRAWAT)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No