

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

CRM-M No.51976 of 2018

Date of decision: 24.01.2019

Jaswinder Kumar @ Bittu

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. P.S. Paul, Advocate
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

ARVIND SINGH SANGWAN J.

Prayer in this petition is for grant of regular bail to the petitioner in FIR No.127 dated 16.11.2017 registered under Sections 307 and 201 of the Indian Penal Code (in short 'IPC') at Police Station Nurpurbedi, District Rupnagar.

Counsel for the petitioner has submitted that as per the allegations in the FIR, the petitioner has caused injuries to one Ravi Kumar with a spike studded wooden stick. It is further submitted that the petitioner is in custody since November, 2017 and the case is still at the stage of recording the evidence of the prosecution.

In reply, counsel for the State, on instructions from ASI Devinder Kumar, has opposed the prayer for bail on the ground that the petitioner has caused grievous injuries on the head of Ravi Kumar with a spike studded wooden stick and one of the spike was embedded on the head of Ravi Kumar and it could be removed only through a surgery. Counsel for the State has relied upon the MLR of the injured wherein he has received 05 injuries. It is further submitted that the

victim – Ravi Kumar is still not in a fit condition to give statement before the trial Court as he is unable to walk or stand properly because of the injuries sustained by him on his head.

After hearing the counsel for the parties, I find no ground to grant regular bail to the petitioner. Considering the nature of injuries caused by the petitioner to the injured/victim – Ravi Kumar and also in view of the fact that his medical condition is not well and the statement of the victim is yet to be recorded before the trial Court, I am not inclined to grant bail to the petitioner merely on the ground that he is in long custody.

Dismissed.

(ARVIND SINGH SANGWAN)
JUDGE

24.01.2019
yakub

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No