

CRM-M-40654-2019

Date of Decision:26.09.2019

Mandeep Kumar @ Money Pandit

...Petitioner

Versus

The State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Kartik Gupta, Advocate for the petitioner.
Mr.Bhupinder Beniwal, AAG, Punjab.
Mr.Umesh Sharma, Advocate for complainant.

ANIL KSHETARPAL, J.

Petitioner prays for regular bail in FIR No.109 dated 22.07.2019 registered under Sections 323, 324, 394, 148 and 149 of the Indian Penal Code at Police Station, Sadar, District Hoshiarpur.

Learned counsel for the petitioner contends that as per FIR, the petitioner is alleged to have caused injury on the left and right leg of the first informant with baseball bat and both the injuries have been declared simple.

On the other hand, learned counsel for the State submits that in fact the petitioner is also alleged to have given injury to the first informant on the left hand which has been declared to be grievous injury.

On a specific question, learned counsel for the State, on instructions from ASI Satish Kumar, has submitted that the police demanded one day remand, which was granted and thereafter the petitioner is in judicial custody. However, he submits that the remaining accused have not been arrested. On a pointed question, he admits that the petitioner does not have any criminal background apart from this case.

Learned counsel for the first informant-injured submits that there are as many as 22 injuries on the person of injured. He, hence, submitted that the petitioner should not be granted concession of regular bail.

The petitioner is in custody for more than two months. Conclusion of the trial is likely to take time as remaining accused who are also local residents have not been arrested. The alleged weapon of offence has been recovered.

Without commenting on the merits of the case and keeping in view the aforesaid facts, it is considered appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Disposed of.

26.09.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No