

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45396-2019

Date of Decision: 05.12.2019

Jagroop Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Shrey Goel, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

...

Manoj Bajaj, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.251 dated 17.12.2018 under Sections 323/307/365/506/148/149 IPC registered at Police Station Daba, Ludhiana. He is in custody since his arrest on 17.12.2018.

As per the version of the prosecution in the FIR, which was recorded on the statement of Dalip Kumar, who was forcibly taken in a vehicle by accused, namely, Harpreet Singh @ Bittu, Jagroop Singh, Bhupinder Singh @ Rinku, Baljinder Kumar @ Kali and Arjun Kumar to the house of Sunil Kumar, where Parminder Kaur @ Nano and 4-5 boys were also present. According to the allegations, the victim was given beatings, however, as per allegations in the FIR, Jagroop Singh is attributed the injury with a baseball bat on the head of the complainant.

Learned counsel for the petitioner contends that only one head injury is attributed to the petitioner. According to him, the victim had suffered 9 injuries and the other co-accused have already been granted the

concession of regular bail by this Court. He submits that the petitioner is in custody since his arrest on 17.12.2018 and his further custody may not be necessary as the investigation is complete.

On the other hand, learned State counsel assisted by SI Tershem Singh has opposed the prayer on the ground that the injury caused by the petitioner is on the head of the victim, which has invited the offence punishable under Section 307 IPC. However, it is not disputed that the co-accused have already been granted the concession of regular bail by this Court.

Considering the custodial period of the petitioner and the fact that the trial of the case is likely to consume more time, this Court does not find any valid reason to detain the petitioner any further in custody. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Ludhiana.

The petition is allowed.

05.12.2019
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No