

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

**CRM-M-48423-2019
Date of decision: 20.11.2019**

Sukhvir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Naveen Batra, Advocate
for the petitioner.

Mr. Jagmohan Ghuman, DAG, Punjab.

Mr. Amitabh Tewari, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 66 dated 29.05.2019, registered under Sections 323, 324, 307, 427, 148 and 149 of the IPC at Police Station Nurpur Bedi, District Rupnagar.

Learned counsel for the petitioner submits that the petitioner was not named in the FIR and no specific injury is attributed to petitioner and, moreover, the injuries sustained by the complainant were declared simple in nature.

Learned counsel for the petitioner further submits that petitioner is in judicial custody for the last three months and *challan* stands presented.

Learned counsel for the petitioner further submits that co-accused Surinder Kumar and Vijay Kumar @ Vicky have already been granted anticipatory bail, vide orders dated 05.11.2019 and 18.07.2019,

passed in CRM-M Nos. 40072 and 27629 of 2019, respectively. It is further submitted co-accused Parminder Singh @ Parwinder Singh, Narinder Singh and Pawan Kumar have also been granted concession of regular bail, vide orders dated 17.10.2019, 17.10.2019 and 20.09.2019, passed in CRM-M Nos. 37707, 38263 and 39081 of 2019, respectively.

Learned counsel for the petitioner further submits that the aforesaid co-accused have been granted bail noticing the fact that the injuries sustained by the complainant were declared simple in nature.

Learned State counsel, on instructions from ASI Mohinder Pal and on the basis of the custody certificate filed today in Court, has not disputed the factual position. As per custody certificate, the petitioner is not involved in any other case.

Learned counsel for the complainant has, however, submitted that the complainant has suffered multiple injuries.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is in judicial custody since 16.08.2019; he is not involved in any other case; he is not named in the FIR; co-accused have already been granted concession of anticipatory/regular bail as noticed above and also in view of the fact that conclusion of trial is likely to take some time; the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

20.11.2019

Waseem Ansari

*Whether speaking/reasoned
Whether reportable*

(ARVIND SINGH SANGWAN)

JUDGE

*Yes/No
Yes/No*