

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-50442-2019 (O&M)
Date of decision: 03.12.2019

Anish Kumar @ Nishu

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. K.B. Raheja, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.139 dated 06.07.2019 under Sections 307, 323, 148, 149 IPC and Sections 25/27 of Arms Act, registered at Police Station Sadar Ferozepur, District Ferozepur.

Learned counsel for the petitioner submits that the petitioner is a young man aged about 16 years. It is further submitted that as per allegations in the FIR, registered at the instance of one Gurmit Singh, when he along his family had gone to pay homage at a Tomb of Peer Balaur, some persons, who are named in the FIR, attacked him and his brother-in-law. Learned counsel further submits that the reason for causing injuries in the FIR is that the complainant had restrained the accused persons from playing a DJ in the village.

Learned counsel for the petitioner has further submitted that the

petitioner was not named in the FIR, however, he was nominated on the basis of statement of injured Subhash, who has stated that the petitioner has caused injuries to him. It is further submitted that all the injuries sustained by Subhash are simple in nature, as per the MLR and the injury invoking Section 307 IPC is attributed to co-accused Sandeep. It is also submitted that the petitioner is in custody for the last more than 04 months; investigation is complete and challan qua the petitioner already stands presented.

Learned State counsel, on the basis of custody certificate dated 02.12.2019 filed in the Court today, has not disputed the fact that the petitioner is not involved in any other case.

Without commenting anything on merits of the case, considering the aforesaid submissions made by learned counsel for the parties, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

03.12.2019

vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No