

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

224

**CRM-M No. 49264 of 2019
Date of decision : 25.11.2019**

Sukhwinder Singh @ Sukha

.....Petitioner

Vs.

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. J.S. Ghumman, Advocate, for the petitioner
Mr. Harbir Sandhu, AAG, Punjab

Rajbir Sehrawat, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No. 306 dated 27.8.2019, registered under Sections 451, 323, 324, 148, 149, 506, 341 and 120B IPC (Section 326 IPC added later on) at Police Station Phillaur, District Jalandhar Rural.

It is contended by learned counsel for the petitioner that the case against the petitioner is totally concocted. It is further submitted that the injury, allegedly inviting Section 326 IPC is on a totally non vital part. The petitioner is in custody since 27.9.2019. There is no other case against the petitioner. Investigation is complete. All the other co-accused of the petitioner have already been released on bail by the trial Court itself. Hence, the petitioner deserves to be admitted on bail.

On the other hand, learned counsel for the State, being instructed by ASI Rajinder Pal Singh, submits that the petitioner is attributed the grievous injury. However, it is not disputed that the injury attributed to the petitioner is on left knee and that the petitioner is in custody since 27.9.2019. It is also not

disputed that all other co-accused of the petitioner have already been granted bail by the trial Court.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

25.11.2019

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No