

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

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2020.01.14 16:45
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CRM-M-363-2020

Date of Decision: 14.01.2020

Vikas @ Bablu

... Petitioner

vs.

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Mayur Karkra, Advocate
for the petitioner.

Mr. Rajesh Bhardwaj, Sr. Deputy Advocate General, Punjab.

Mr. F.S. Virk, Advocate
for the complainant.

VIVEK PURI, J.(ORAL)

The petitioner prays for grant of regular bail in case FIR No. 166 dated 26.08.2019 registered at Police Station Passiana, District Patiala.

Precisely, the allegations against the petitioner are to the effect that on 26.08.2019 at about 1:00 p.m., Soni Ram-complainant along with his brother Veer Bhan were present in the house. Parveen Kumar armed with kirpan, petitioner armed with stick of Kahi, Brahmna armed with an iron rod, Satnam Singh @ Bobby armed with country made pistol along with 10/15 other unidentified persons entered the house of the complainant and started damaging the property. Parveen Kumar inflicted kirpan blow on the head of Pala Ram, the uncle of the complainant, with an intention to kill him and another kirpan blow was inflicted behind his head. Veer Bhan, the brother of the complainant, also arrived at the spot. Petitioner inflicted *kahi* stick blow towards the head of Veer Bhan, who raised his hand to avoid the blow and it landed on his wrist. Another injury was caused on the backside of the head. Golu Pandit @ Rahul inflicted rod blow on the left knee of

Veer Bhan, who fell down. One of the assailants armed with pistol rushed towards the complainant, who ran towards the stairs of the top floor. Two gun shots were fired with an intention to kill but the complainant sat down and the fired shots went above him. Assailants damaged the household articles.

Heard.

It has been stated by learned counsel for the petitioner that there is only one injury under Section 325 IPC pertaining to Veer Bhan and injury under Section 307 IPC has not been attributed to the petitioner. All the injured have been discharged from the hospital. Investigation qua the petitioner is complete and challan has already been presented in the Court. The custodial interrogation of the petitioner is over and nothing is to be recovered from him. It has been further stated that the arrest of the petitioner was effected on 08.09.2019.

Learned State counsel has not disputed the factual position.

In these set of circumstances, sufficient grounds are made out to grant the bail to the petitioner. Accordingly, the petition is allowed and petitioner is directed to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of Chief Judicial Magistrate/trial Court/Duty Magistrate concerned.

(VIVEK PURI)
JUDGE

14.01.2020
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No