

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-2781-2020 (O&M)
Date of decision: 29.01.2020

Sagar Kataria

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Ruhani Chadha, Advocate for
Mr. Ankur Bansal, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.130 dated 07.08.2019 under Sections 323, 324, 326, 148, 149 IPC and Sections 307 & 325 IPC (added later on), registered at Police Station Adampur, District Jalandhar.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Narinder Singh, on 06.08.2019, there was a jagran in their village and his brother Jatinder Singh along with his friend Harsimar Singh had gone to attend the jagran. At about 12.00 a.m., Laddi, his brother Lucky, Harkaran @ Gagi, Deepak @ Gochi and Sagar along with 7-8 unidentified persons came to them. They were armed with datar and other weapons. They raised a lalkara and started giving datar and khanda blows to Harsimar Singh, which hit on his head, back and face. His brother Jatinder Singh came forward to save Harsimar Singh and the accused gave datar and

khanda blows on his face and back. The accused persons also inflicted injuries on the head of Harsimar Singh and Jatinder Singh. On raising the noise, all the accused persons along with their respective weapons ran away from the spot. After making arrangement, the injured were taken to hospital. The grudge behind the occurrence was that Jatinder Singh and Harsimar Singh, who are friends, have some altercation with the accused persons and the matter was compromised. The accused persons caused injuries to the injured with the intention to kill Harsimar Singh and Jatinder Singh.

Learned counsel for the petitioner further submits that none of the injury attributed to the petitioner was declared dangerous to life and are simple in nature. It is further submitted that the petitioner is first offender; he is not involved in any other case; he is in custody since 31.08.2019; investigation is complete and the petitioner is not required for further investigation.

Learned State counsel, on the basis of custody certificate dated 28.01.2020 filed in the Court today, has not disputed the factual position.

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

29.01.2020
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No