

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH
202

CRM-M-11365-2020

Date of decision: 03.06.2020

RASHI @ MOHD. RASHID

...PETITIONER

V/S

STATE OF PUNJAB

..RESPONDENT

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Saqib Ali Khan, Advocate,
for the petitioner.

Mr. Suveer Sheokand, Addl. A.G. Punjab,
for the State.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Prayer in this application is for grant of regular bail in FIR No. 17 dated 10.02.2019 registered under Sections 324, 323, 506 read with Section 34 IPC & Section 326 IPC added later on at P.S. City-1 Malerkotla, District Sangrur.

Petitioner is alleged to have given injuries on the left hand and wrist of the complainant along with the other co-accused. The other two co-accused have been found innocent by the police and the petitioner is the only person against whom the challan has been presented. He contends that the next date of hearing in the case is 22.07.2020. No witnesses have been examined till date and the trial is not likely to conclude soon.

Petitioner was arrested on 25.01.2020 and is in custody since then. He

further contends that the injuries attributed to the petitioner are on a non-vital part and, therefore, concession of bail, as prayed for, be granted to him.

Counsel for the State, on the other hand, contends that the petitioner has caused injury on the arm and finger of the left hand of the complainant with a sword. He contends that the weapon, which has been used for commission of offence, indicates that the petitioner had bad intention but fortunately, the complainant has received injuries only on his left hand. He, therefore, prays that the concession of bail be not granted to him.

I have considered the submissions made by the counsel for the parties and keeping in view the fact that the injuries are on a non-vital part of the body of the complainant by the sword and the next date of hearing being 22.07.2020 with no witnesses, till date, having been examined, the trial is not likely to conclude soon and the petitioner is in custody since 25.01.2020 and, therefore, concession of bail, as prayed for by the petitioner, deserves to be accepted.

In view of the above, the present application is allowed. Petitioner is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Malerkotla.

Any observation made herein above shall have no bearing on the merits of the case during trial in any manner.

June 03, 2020*pj***(AUGUSTINE GEORGE MASIH)
JUDGE**

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