

CRM-M-14917-2020

Date of decision: 26.06.2020

RAJPAL SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURIPresent: Mr. Manish Verma, Advocate
for the petitioner.

Mr. B.S. Virk, DAG, Haryana.

VIVEK PURI, J. (ORAL)

Petitioner is seeking regular bail with regard to the case registered vide FIR bearing No. 15 dated 05.03.2020 registered under Section 307 of the Indian Penal Code, 1860, (Sections 25, 54, 59 of Arms Act, 1959 added later on) at Police Station Jodhan, District Ludhiana Rural, Ludhiana has been registered on the basis of the statement of Jaspal Kaur alleging that during intervening night of 4/5.03.2020, she alongwith family members were sleeping in the house. The petitioner was hurling abuses and pelting bricks/stones at their house in a drunken condition. The complainant and her husband Kuldeep Singh @ Bhola decided that the matter will be reported to the Panchayat in the morning. On 05.03.2020, the matter was taken up in the Panchayat, where the petitioner gave slap to one Kulwant Singh. Kuldeep Singh @ Bhola, husband of the complainant tried to intervene and the petitioner gave knife blow with an intention to kill on the left flank of Kuldeep Singh @ Bhola.

It has been pointed out by the learned counsel for the petitioner that his arrest was effected on 06.03.2020, the investigation of the case is complete and challa has already been presented in the Court. Furthermore, as per MLR there

was 1cm stab wound over left side of lower chest. During the course of X-ray no fracture was found. In the instant case, there is no specific opinion of the doctor with regard to the injury being dangerous to life or grievous in nature.

Learned State counsel has not disputed the factual position but argued that the injury by means of knife was inflicted on the vital part of the body.

May it be so but keeping in view the aforesaid submissions putforth by the learned counsel for the petitioner, sufficient grounds are made out to extend the concession of bail. Without making any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

The petition is allowed.

26.06.2020
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No