

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-15238-2020 (O&M)

Date of Decision: 09.07.2020

Jatinder Singh @ Ketan

... Petitioner

VS.

State of Punjab

... Respondent

CRM-M-15514-2020 (O&M)

Date of Decision: 09.07.2020

Dilpreet Singh

... Petitioner

VS.

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. RS Manhas, Advocate for the petitioner(s)
Ms. Monika Jalota, DAG Punjab

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of lockdown due to outbreak of COVID-19 pandemic.

This order shall dispose of the above-cited two criminal miscellaneous petitions filed by one Jatinder Singh @ Ketan (**CRM-M-15238-2020**) and Dilpreet Singh (**CRM-M-15514-2020**) *inter alia* praying for grant of regular bail to them. Both the petitioners have been allegedly involved in case FIR No.127 dated 28.10.2019 under Sections 307/323/324/342/148/149 IPC registered at PS Division No.2, Pathankot. CRM-M-15238-2020 is being treated as the lead case for the purposes of order.

Learned counsel based upon the pleadings submits that as per the version in the FIR, there are allegations that the petitioner along with co-accused had attacked the injured Romi who is brother of the complainant. He further submits that the FIR is dated 28.10.2019. The petitioner was arrested on 01.02.2020. Counsel further submits that the challan has been presented on 07.04.2020.

A further reading of the FIR would show that many injuries have been allegedly inflicted upon the injured Romi. In para 5 of the petition, it has been mentioned that a total of nine injuries have been received by the injured and injury No.4 to 9 have been declared as simple in nature. The injured initially remained hospitalized in Civil Hospital, Pathankot and thereafter he was taken to a private hospital at Amritsar from where the injured was discharged after 15 days.

Notice of motion.

On the asking, Ms. Monika Jalota, DAG Punjab accepts notice through video conferencing.

Counsel for the petitioner then submits that due to COVID situation, retention of the petitioner(s) in jail is/are dangerous to their life and otherwise also the trial is likely to take some time.

In view of the above, this Court deems it appropriate to release the petitioners on regular bail subject to their furnishing adequate bail bonds/surety bonds to the satisfaction of the Duty Magistrate/trial court concerned.

In addition to the bail bonds/surety, the petitioners shall deposit Rs.50,000/- each with the CJM/Duty Magistrate concerned which then shall be disbursed to the injured towards medical expenses.

However, it is made clear that anything observed herein shall not be construed to be an expression on merits of the case.

Disposed of.

09.07.2020

vishal shonkar

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

(Girish Agnihotri)
Judge

Yes/No
Yes/No