

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-15932-2020

Date of Decision :06.07.2020

Inderjit Singh

....Petitioner

versus

State of Punjab

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr. Premjit Singh Hundal, Advocate for the petitioner.

Mr. Gaurav Garg Dhuriwala, DAG, Punjab.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.

2. Prayer in the petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner during the pendency of trial in case FIR No.22 dated 19.02.2020, registered under Sections 307, 341, 323, 506, 148, 149 of Indian Penal Code and Sections 25/27/54/59 of Arms Act, at Police Station Bhikhiwind, District Tarn Taran.

3. Learned counsel for the petitioner contends that the petitioner was inflicted a gunshot wound by the complainant resulting in serious gunshot injuries on the liver and that as per the discharge and follow-up card issued by the PGI, Chandigarh Annexure P/3, the petitioner has received the injuries 'A/H/I Assault i gunshot injury i GR-III liver injury i diffuse peritonitis' i.e. grievous injury which has been declared dangerous to life, whereas the complainant on the other hand no doubt also received a gunshot injury but the same is simple in nature as the bullet merely grazed his stomach. Learned counsel contends that the case is a instance of a cross-case on account of falling apart of runaway marriage, that challan is yet to be presented but on account of serious injury received, the petitioner requires dedicated medical care which is not available in the jail and that no useful purpose would be served by

keeping him in custody since the trial is likely to take considerable period of time to conclude.

4. Learned Sr. DAG, Punjab, on instructions from SI Panna Lal, has fairly conceded the above mentioned factual position.

5. Accordingly, in the light of position noted above but without commenting upon the merits of the case, the petition for regular bail is allowed and the petitioner is ordered to be released on bail subject to his furnishing adequate bail/surety bonds to the satisfaction of the learned CJM/Trial Court/Duty Magistrate, concerned provided he is not required in any other case.

6. However, nothing stated hereinabove would be construed as an expression of opinion on the merits of the case.

(B.S. Walia)
Judge

06.07.2020
rajesh/rajneesh

Whether speaking/reasoned : Yes / No

Whether Reportable : Yes / No