

In the High Court of Punjab and Haryana at Chandigarh

PARAMJIT KAUR SAINI
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(Proceedings conducted through Video Conference)

CRM-M-17186 of 2020

Date of Decision: 17.7.2020

Keshav Kumar

---Petitioner

versus

State of Punjab

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Sandeep Kumar Bokolia, Advocate
for the petitioner**

Rekha Mittal, J.

Petitioner prays for grant of regular bail in FIR No. 187 dated 9.11.2019 registered at Police Station, Jaito, District Faridkot for offence punishable under Sections 324, 323 read with Section 34 of the Indian Penal Code (in short "IPC"). Offence under Sections 307 and 326 IPC added later.

Heard.

Notice of motion to the Advocate General, Punjab.

Mr. M.S.Nagra, AAG, Punjab appears on behalf of the State of Punjab.

Counsel for the petitioner would argue that all the three blows with a sharp edged weapon i.e. *chhuri* were allegedly given by Chiman Lal, father of the petitioner. It is further argued that as per allegations in the FIR, altercation took place all of a sudden and only role attributed to the petitioner is that he caught hold of the victim and threw him on the ground. It is further argued that petitioner is in custody for the past about seven months. Challan has been presented in the Court. Conclusion of trial is likely to take its own time. In addition, it is argued that dispute between the

victim and accused has been settled by way of panchayati compromise (Annexure P-2).

Counsel representing State of Punjab does not dispute correctness of allegations raised in the FIR being a matter of record. However, he has opposed the plea for grant of bail by contending that the victim sustained serious injuries and injury No. 1 was declared as grievous in nature and dangerous to life.

Counsel for the petitioner, in response to a query, would inform that injured was discharged from hospital in February 2020.

Perusal of allegations raised in the FIR would reveal that none of the injuries sustained by the victim has been attributed to the petitioner. On the contrary, the injuries have been attributed to Chiman Lal, father of the petitioner with whom some arguments were initiated at the first instance. Challan has been presented in the court and conclusion of trial may take some time particularly in the circumstances that no regular court work is being conducted due to Covid-19 pandemic.

Without meaning to express any opinion on merits of the controversy, bail to the petitioner subject to his furnishing bail bonds to the satisfaction of trial court/Additional Sessions Judge (on duty), Faridkot. However, he shall abide by the following conditions:-

- (i) He shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer; and

(ii)He shall not leave India without previous
permission of the Court.

Disposed of.

(Rekha Mittal)
Judge

17.7.2020

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No