

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.**

207

**CRM-M-17419-2020 (O&M)
Date of Decision: 21.07.2020**

Sandeep Singh and another

....Petitioners.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. B.S. Jatana, Advocate for the petitioners.

Mr. H.S. Sitta, Assistant Advocate General, Punjab.

Suvir Sehgal, J. (Oral)

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

CRM-14927 of 2020

Learned counsel for the petitioners undertakes that he will do the needful within a period of one week from the lifting of the lock down.

Application stands disposed of.

CRM-M-17419 of 2020

Prayer in this petition is for grant of regular bail to the petitioners in FIR No.108 dated 12.04.2020 under Sections 307, 353, 186, 188, 269, 148 and 149 IPC and Section 51 (a) of Disaster Management Act, 2005 and further enhanced offences under Section 333 of IPC and Section 54 of Disaster Management Act, 2005, registered at Police Station Sadar Mansa District Mansa.

Learned counsel for the petitioners has submitted that the

allegations are that the petitioners formed a part of group of about 30-35

persons who assaulted the police party when they had come to enforce the lock down restrictions. According to the counsel for the petitioners, Sandeep Singh-petitioner No.1 has not been named in the FIR and the allegation against Gagandeep Singh @ Gagni-petitioner No.2 is that he instigated a group of people and gave a stick blow which hit the cheek of the complainant. Counsel has argued that the injury attributed to petitioner No.2 has been declared simple in nature and as such, offences under Sections 307 and 333 IPC are not made out. The petitioners are in custody since 13.04.2020. Reliance has been placed on order dated 18.06.2020 in CRM-M-14343-2020, order dated 18.06.2020 in CRM-M-14358-2020, order dated 10.07.2020 in CRM-M-15672-2020, order dated 13.07.2020 in CRM-M-16478-2020 and order dated 13.07.2020 in CRM-M-16794-2020, whereby co-accused have been released on regular bail by this Court.

Learned State counsel, upon instructions from ASI Gurdeep Singh, has opposed the petition and submitted that the petitioners have violated the curfew and lock down restrictions which had been imposed on account of outbreak of Corona Virus (COVID-19) pandemic and they formed members of unlawful assembly who assaulted the police. He has not been able to dispute the injuries suffered by the complainant were declared to be simple.

Heard.

Keeping in view the submissions made by learned counsel for the petitioners orders passed by this Court and the fact that the trial of the case is not likely to be concluded in the near future, and this Court is of the

opinion that no useful purpose will be served by keeping the petitioners are in custody in the present case. Accordingly, the petitioners are ordered to be released on regular bail to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

Petition stands disposed of accordingly.

(SUVIR SEHGAL)
JUDGE

21.07.2020

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No