

109 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-19583-2020 (O&M)

Date of Decision: 22.07.2020

Dushal @ Dugu

... Petitioner

v/s

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE VIVEK PURI**

Present: Mr. J.S.Thakur, Advocate for the petitioner.

Mr. H.S.Nagra, AAG Punjab.

*(The case has been taken up through video conferencing on account of Covid-19 pandemic)*

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**VIVEK PURI, J. (ORAL)**

The petitioner has prayed for grant of regular bail in case FIR No.102 dated 23.10.2019, under Sections 323, 308, 506, 148, 149 of IPC, 1860 registered at Police Station Cantt. District Jalandhar.

Briefly, the FIR has been registered on the basis of the statement of Rahul alleging that on 22.10.2019 at about 9:20 P.M., he returned back from the market and his brother Lakhan was playing on mobile phone with his children while standing in front of the house. Meanwhile, six assailants on three motor-cycles, one being driven by Rahul @ Kali another being driven by Dushal @ Dugu-petitioner arrived at the spot. The assailants were armed with basebats and they started demanding mobile phone from Lakhan. On his refusal Dushal @ Dugu inflicted basebat blow on the head and Rahul @ Kali inflicted another basebat blow on the head of the brother of the complainant. The remaining unknown four persons also inflicted injuries by means of basebats. An alarm was raised

and the assailants slipped away from the spot.

It has been pointed out by learned counsel for the petitioner that arrest of the petitioner was effected on 27.10.2019. The custodial interrogation of the petitioner is over, challan has already been presented. Furthermore, the similarly placed co-accused named Rahul @ Kali has been granted regular bail by the Court of learned Addl. Sessions Judge, Jalandhar vide order dated 29.5.2020.

It has further been stated that injured has been discharged from the hospital and is hale and hearty.

Learned State counsel has not disputed the factual aspect of the matter.

Considering the above and the fact that conclusion of trial is likely to consume some time, further detention of the petitioner may not be justified. Therefore, 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.

22.07.2020

Janki

(VIVEK PURI)  
JUDGE

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