

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-24069-2020

Date of Decision: 22.9.2020

Jaswant Singh

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. P.P.S. Duggall, Advocate,
for the petitioner (s).

Mr. Joginder Pal Ratra, DAG, Punjab.

KARAMJIT SINGH, J.(Oral)

Case has been heard through video conferencing on account of
COVID-19 Pandemic.

The present petition has been filed under Section 439 Code of
Criminal Procedure for grant of regular bail to the petitioner in case FIR
No.37 dated 11.5.2020 registered for the offences punishable under Sections
307, 506, 323, 427, 380, 454, 148, 149 of Indian Penal Code (for short,
“IPC”) and 25, 27 of Arms Act at Police Station Ghall Khurd, District
Ferozepur.

The bail application is contested by the learned State counsel.

I have heard learned counsel for the parties.

As per the allegations appearing in the FIR, complainant-Kabal
Singh was working in Gurmat Vidalya De-addiction centre. About two
months back, petitioner-Jaswant Singh came to the said de-addiction centre

but left the same after about 15 days. Then on 11.5.2020 at about 12:30
PARITOSH KUMAR
2020.09.22 16:16
I attest to the accuracy and
authenticity of this document

p.m., the petitioner again came there along with one unknown person and asked the complainant to admit that person in the de-addiction centre. On this, the complainant asked the petitioner to bring his parents. Then the petitioner went away but he again came back accompanied by 15-16 unknown persons, out of which, 7-8 persons were having *dangs*, wooden sticks and base ball bats in their hands. Two of the unidentified persons fired shots with their pistols. The petitioner caused injuries on the head and other parts of the body of the complainant with base ball bat. Thereafter, the petitioner and his companions fled away from there.

The petitioner was arrested in this case on 5.6.2020 and is presently lodged in judicial custody. His co-accused who were not named in the FIR, namely, Kulbir Singh, Manpreet Singh, Gurwinder Singh etc. have already been released on bail.

Copy of the MLR is available with the learned State counsel. As per the said MLR, the injuries on the person of the complainant were declared simple in nature and they were caused with blunt weapons. As per learned State counsel, challan has already been presented in this case and the injured complainant has also been discharged from the hospital. As per custody certificate, the petitioner has already undergone 3 months and 11 days custody in the present case and he is not involved in any other criminal case. It will take time for the completion of trial which is yet to commence. No purpose will be served by detaining the petitioner in custody for any longer period.

Accordingly, without commenting on the merits of the case, this petition is allowed and the petitioner is directed to be released on

regular bail on his furnishing personal and surety bonds to the satisfaction of the learned Chief Judicial Magistrate/Duty Magistrate, Ferozepur.

September 22, 2020
Paritosh Kumar
Whether speaking/reasoned
Whether reportable

(KARAMJIT SINGH)
JUDGE
Yes/No
Yes/No