

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

**Crl. Misc. M-25093 of 2020**  
**Date of decision: 07.09.2020**

**208**

Lakhwinder Singh

....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA**

Present: Mr. S.S. Mann, Advocate,  
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

Mr. Achin Gupta, Advocate,  
for the complainant.

(Proceedings are conducted through video  
conferencing as per instructions).

**G.S.SANDHAWALIA, J. (Oral)**

The petitioner seeks regular bail in a petition filed under Section 439 Cr.P.C. in FIR No. 44 dated 24.04.2020 under Sections 307, 323, 324, 506, 148, 149 IPC, P.S. Sadar Faridkot, District Faridkot.

The FIR was lodged by the complainant Baljit Singh regarding the incident dated 23.04.2020, which had taken place in the fields at 10:30 a.m. In the FIR, the petitioner has been named alongwith 10 persons and he was stated to be armed with a base ball bat. However, he has not inflicted any injuries on both the persons who were injured namely Dayal Singh and Jagmeet Singh. Counsel submits that Lovepreet Singh @ Labha Singh, Gurjit Singh and Lakhveer Singh were granted the benefit of anticipatory bail on 10.08.2020 (Annexure P-3) and the petitioner has been in custody

since 27.04.2020. It is submitted that the investigation is complete since challan has been presented on 25.07.2020. Counsel for the State has filed custody certificate showing the custody of the petitioner as 4 months and 9 days.

Counsel for the complainant has opposed the bail application of the petitioner.

However, keeping in view the fact that the petitioner has not actively participated in inflicting the injuries upon the persons of the complainant side and that he has been in detention since over 4 months, no useful purpose would be served by keeping the petitioner in custody since the trial is likely to take considerable time, specially in view of the Covid-19 pandemic. Similar several accused who had given blows from the base ball bat and reverse side of *gandasa* have also been released on regular bail on 11.08.2020 and 24.06.2020 (Annexures P-4 and P-5).

Accordingly, the petition is allowed and the petitioner is directed to be released on bail to the satisfaction of Duty Magistrate/Illaq Magistrate, Faridkot. Needless to say that anything said herein is only for the purpose of deciding the present bail application and this Court has not opined on the merits of the case.

07.09.2020  
shivani

(G.S. SANDHAWALIA)  
JUDGE

Whether reasoned/speaking

Yes/No

Whether reportable

Yes/No