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IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRM-M No. 31330 of 2020

Date of decision : October 12, 2020

(Through Video Conferencing)

Satnam Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present:- Mr. Narender Singh Kamboj , Advocate
for the petitioner.

Ms. Monika Jalota, DAG., Punjab.

Manjari Nehru Kaul, J (oral).

The present petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner, in case FIR No. 108 dated 27.12.2019 under Sections 324, 323,148,149 IPC (Sections 325 and 326 were added later on) registered at Police Station Sadiq, District Faridkot.

Learned counsel for the petitioner inter alia contends that no specific role has been attributed to the petitioner. In fact, it is a case of version and cross version, wherein, both the parties received injuries. Initially, the FIR was registered under Sections 324, 323, 148, 149 IPC and it was after a period of 3½ months from the date of occurrence, an offence under Sections 325 and 326 IPC were added. It has been further submitted that petitioner was alleged to be armed with a dang and only a blow on the right arm of the complainant is attributed to him, which injury was opined to

be simple in nature.

Learned counsel for the petitioner submits that similarly situated co-accused namely Jarnail Singh and Jaspal Singh @ Jagpal Singh have been extended the concession of regular bail by this Court in CRM-M-12098-2020, dated 08.05.2020.

Learned State counsel while opposing regular bail to the petitioner, has not been able to controvert the submissions made by learned counsel for the petitioner that the injuries attracting the mischief of Section 326 IPC are not attributed to the petitioner. Learned State counsel on instructions from ASI Kuldeep Singh, submits that the charges are likely to be framed in the near future.

Heard.

Keeping in view the fact that the petitioner has been in custody since 11.09.2020 and due to the outbreak of the pandemic COVID-19 the trial is unlikely to conclude in the near future, I deem it a fit case to grant the concession of regular bail to the petitioner. Therefore, without expressing anything on the merits of the case, the instant petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the trial court/Duty Magistrate.

(MANJARI NEHRU KAUL)
JUDGE

October 12, 2020
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No