

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37270-2020

Date of Decision: 18th November, 2020

BALDEV RAJ

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Amandeep Singh Manaise, Advocate
for the petitioner.

Mr. Amit Mehta, Sr. DAG, Punjab.

AVNEESH JHINGAN, J.(oral)

The matter has been taken up for hearing through video conferencing due to COVID-19 situation.

This is a petition for grant of regular bail in case bearing FIR No. 100, dated 8th July, 2020, under Sections 323, 324, 325, 326 read with Section 34 of the Indian Penal Code, 1860 registered at Police Station Dera Baba Nanak, Police District Batala, District Gurdaspur.

The FIR was at the instance of Prem Singh. The allegations are that Prabhjot Singh armed with 'datar', Baldev Raj armed with 'Saria' and Sudesh empty handed came to the house of the complainant. A lalkara was raised. Prabhjot gave a datar blow and Baldev Raj gave a saria blow on the left shoulder and the back of the complainant.

Learned counsel for the petitioner submits that the only role attributed to the petitioner is with regard to grievous injury and petitioner is behind the bars since 21st October, 2020. He further submits that no recovery is to be made and the trial is likely to take time. He submits that Prabhjot who had given datar blow, has been granted bail by the court concerned.

Learned State counsel opposes the prayer. However, he is not in a position to dispute role attributed to the petitioner i.e. injury on leg and back.

Considering the facts of the case in entirety especially the fact that Prabhjot has already been granted the bail and also the fact that no useful purpose would be served by depriving the petitioner his liberty, the present petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate concerned, provided that his custody is not required in any other case.

18th November, 2020
sham

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable:	Yes/No