

201-3

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

CRM-M No. 38015 of 2020

Date of Decision: 15.12.2020

Gurprit Singh @ Jhagdu

-Petitioner

Vs

State of Punjab

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Manish Kumar Singla, Advocate,
for the petitioner.

Mr. Harpreet S. Multani, A.A.G., Punjab.

RAJ MOHAN SINGH, J. (ORAL)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C. in case bearing FIR No.43 dated 07.07.2020 under Sections 307, 458, 323, 324, 427, 148, 149 IPC (Offence under Sections 326, 325 IPC added later on) registered at Police Station Bajakhana, District Faridkot.

As per allegations, petitioner gave a dasta kahi (handle of spade) blow on the left shoulder of the complainant. 11 persons have been named in the FIR. The injury with wooden handle of spade on the person of complainant is injury

No.4 which is complaint of pain over left shoulder and the same is found to be simple in nature. Petitioner is also alleged to have given injury on left side of chest of Arshdeep Singh i.e. Injury No.7 in the MLR which is also complaint of pain on the left side of chest and the injury is also simple in nature.

Learned State counsel, on the other hand, opposed the bail on the ground that the petitioner is member of unlawful assembly and his complicity would be tested on the basis of evidence to be led by the parties.

Petitioner is author of simple injury on the person of complainant as well as on the person of Arshdeep Singh.

Petitioner is in custody since 03.08.2020.

Challan stands presented. There are total 28 prosecution witnesses.

Trial of the case may take some time in its final culmination.

Owing to the situation arising out of pandemic COVID-19 and without meaning anything on the merits of the case, the present petition is allowed. Petitioner is directed to be released on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an opinion on the merits of the case.

15.12.2020
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No