

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

203

CRM-M-46770-2019

DATE OF DECISION: 19.11.2020

KAKA @ SANJEEV KUMAR

... Petitioner (s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.300 dated 24.12.2018, under Sections 323, 324, 325, 341, 506, 34 IPC (Section 307 IPC added later on), registered at Police Station Moti Nagar, Ludhiana.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he has caused two blows with 'dah' on the waist and the chest of the complainant. He further contends that the complainant has fully recovered from the injuries. The petitioner is in custody for over 1 year and 8 months and is not involved in any other criminal case. He also contends that the petitioner is also willing to pay a reasonable amount to the complainant at this stage without prejudice to his rights and contentions.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for 1 year, 8 months and 25 days. He, upon instructions from ASI Dhanwant Singh, contends that challan has been filed and examination-in-chief of PW-1 has been conducted.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for over 1 year and 8 months, he is not involved in any other criminal case, the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

Without prejudice to his rights and contentions, the petitioner shall deposit demand draft for a sum of Rs.25,000/- in favour of the complainant in the trial Court within a period of 2 weeks from now and the complainant would be at liberty to receive the amount.

(ANUPINDER SINGH GREWAL)
JUDGE

19.11.2020.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No