

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

CRM-M-632 of 2021 (O&M)
Date of Decision: March 17, 2021

Karan Kumar and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Narinder Singh Lucky, Advocate
for the petitioners.

Ms. Rashmi Attri, AAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioners in case FIR No.176 dated 24.09.2020, under Sections 323, 324, 326, 148, 149 of Indian Penal Code (Section 201 of IPC added later on), registered at Police Station Division No.1, District Jalandhar.

Learned counsel for the petitioners contends that the petitioners herein were taken into custody in the aforesaid FIR on 28.11.2020. It is argued that the injury attributed to petitioner No.1 is a kirpan blow on the left wrist of the complainant and whereas, petitioner No.2 has inflicted a simple injury. It is contended that the matter has been investigated and charges have also been framed, therefore, custodial interrogation of the

petitioners would not be required. It is also submitted that total 23 witnesses have been cited and it will take sufficient time to conclude the trial, as such, the petitioners are entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner. However, she does not dispute the fact that charges have been framed in the matter.

I have heard learned counsel for the parties.

In view of the facts that the petitioners herein have been in custody since 28.11.2020 and investigation is complete, as the challan has already been presented and subsequently, charges have also been framed, no useful purpose would be served in keeping the petitioners behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioners are directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed hereinabove is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

March 17, 2021

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No