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

**CRM-M No.6094 of 2021 (O&M)**

**Date of Decision:28.04.2021**

**SANJIV KUMAR**

**.....Petitioner**

**Vs**

**STATE OF PUNJAB**

**.....Respondent**

**CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH**

Present:Mr. Jaswinder Singh, Advocate  
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

Ms. Satpreet Grewal Kapila, Advocate  
for the complainant.

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**RAJ MOHAN SINGH, J.(Oral)**

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

In compliance of order dated 16.02.2021 present Investigating Officer ASI Paramjit Singh as well as former Investigating Officer SI Harvinder Singh are present through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.280 dated 20.11.2020, registered under Section 307,323, 324, 148, 149, 506, 295 IPC at Police Station Tanda, District Hoshiarpur.

Learned counsel for the petitioner submitted that the allegations against the petitioner are of giving gandassi blows on the head of Ranjit Singh. He was apprehended by the complainant party and gandassi was snatched. Petitioner has also received injuries on his person and he was also medico legally examined on 19.11.2020 itself. Injuries on his person were found to be simple in nature. As regards injuries on the person of Ranjit Singh, first MLR was prepared on 19.11.2020 in which injuries on his person were found to be simple. No fracture was seen. As per CT scan of the head, injuries No.1,2 and 3 were declared to be simple. In the second MLR prepared on 24.11.2020, other injuries were also found on his person.

According to learned State counsel, the injuries shown in the MLR dated 24.11.2020 are also found to be simple in nature. It would be debatable as to the participation of the petitioner after his arrest on 19.11.2020 in inflicting injuries which have been depicted in the MLR dated 24.11.2020.

Learned counsel for the complainant, however opposed the bail on the ground that medical opinion is yet to be obtained by the Investigating Officer.

Evidently, two medico legal reports of the injured were prepared with some discrepancy with regard to number of injuries received on 19.11.2020 or at a subsequent stage.

Petitioner was arrested on 19.11.2020 itself.

Since the learned State counsel on instructions submitted that the injuries on the complainant in both the MLRs were found to be simple in nature, therefore, the prima facie observations recorded in the order dated 02.02.2021 passed by the Additional Sessions Judge, Hoshiarpur are duly fortified.

Looking to the aforesaid facts and in view of the situation arising out due to COVID-19 pandemic and without adverting to the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

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

**28.04.2021**

Amandeep

**(RAJ MOHAN SINGH)  
JUDGE**

Whether speaking/reasoned      Yes/No

Whether reportable                Yes/No