

In virtual Court

CRM-M-6391-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6391-2021 (O&M)

Date of decision: 01.04.2021

Bharat Atwal @ Jolly

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. P.S. Bajwa, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.196 dated 13.11.2020 under Sections 307, 323, 324, 148, 149 IPC, registered at Police Station Cantt Jalandhar, District Jalandhar.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Parveen wife of Bikram @ Mum, when she along with her husband and son had gone to the market for purchasing some articles, in the meantime, Himanshu, carrying a sharp-edged weapon, petitioner Bharat Atwal @ Jolly also carrying a sharp-edged weapon, Nikhil and his brother Mamik and Abhi carrying their respective weapons, came and started

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giving beatings to her husband and caused serious injuries. It is further submitted that the petitioner is in custody since 14.11.2020; he is not involved in any other case; challan stands presented and he is no more required for further custodial interrogation. It is also submitted that without prejudice to his right of defence, the petitioner is ready to pay an amount of Rs.50,000/- to victim Bikram @ Mum, by way of demand draft.

Learned State counsel has filed the custody certificate dated 31.03.2021 in the Court today and has submitted that there are direct allegations against the petitioner of causing injuries to the victim, however, it is not disputed that challan stands presented.

Without commenting anything on merits of the case, considering the fact that without prejudice to his right of defence, the petitioner has volunteered to pay a sum of Rs.50,000/- to the victim towards his medical expenses, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

The petitioner, while furnishing bail/surety bonds, will hand over a demand draft of Rs.50,000/- favouring the victim to the trial Court/Illaq Magistrate, which will be further handed over to the victim.

[ARVIND SINGH SANGWAN]
JUDGE

01.04.2021
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No