

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

**CRM-M No.10347 of 2021(O&M)
Date of Decision: 10.03.2021**

Ajit Singh

.....Petitioner

Vs

State of Punjab

.....Respondent

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

Present:Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr. H.S. Multani, AAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.84 dated 09.12.2019 registered under Sections 307, 326, 324, 323, 506, 148, 149 IPC (offences under Sections 326, 307 IPC added later on) at Police Station Bhaini Mian Khan, District Gurdaspur.

As per allegations, the petitioner inflicted a barchi blow on the chest of Shiv Singh. As per medico legal report of Shiv Singh, injury No.1 is stab wound 1x1 cm on right side of chest of

anterior aspect. 2 cm above from nipple. Probbing not done by concerned doctor.

Learned counsel for the petitioner submits that the petitioner was granted anticipatory bail vide order dated 16.12.2019 passed by the Additional Sessions Judge, Gurdaspur. However, later on, offences under Sections 326 and 307 IPC were added. Though no such injuries were attributed to the petitioner, but presence of the petitioner was sought to be secured for the added offences. Petitioner remained unsuccessful in his attempt to seek anticipatory bail and thereafter, he was arrested on 11.01.2021.

Learned State counsel, however, opposed the bail on ground that the petitioner was member of unlawful assembly and a specific role has been assigned to him viz-a-viz the injury on the person of Shiv Singh. Challan has not been presented, but the petitioner is in judicial custody since 11.01.2021. Investigation qua the petitioner is not pending.

Since the petitioner is author of injury falling under the ambit of Section 324 IPC, therefore, without meaning anything on 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 regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

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

10.03.2021	(RAJ MOHAN SINGH)
Prince	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No