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

CRM-M No.13504 of 2021(O&M)

Date of Decision: 01.04.2021

Vicky Singh

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Manish Kumar Singla, Advocate
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.43 dated 07.07.2020 registered under Sections 307, 458, 323, 324, 427, 148 and 149 IPC (Sections 326, 325 IPC added later on) at Police Station Bajakhana, District Faridkot.

As per prosecution case, the occurrence took place in the intervening night of 05/06.07.2020 at about 12:00 AM, when main gate of the house of the complainant was knocked by the petitioner and Harpreet Singh @ Billa. They entered into the house of the complainant by scaling over the wall and opened

the main gate so as to facilitate other co-accused to enter into the house. Resultantly, Paramjit Kaur @ Pammi, her daughter Peetu Kaur, Kulbir Singh, Gora Singh, Gurpreet Singh and Kala Singh @ Buta Singh made entry in the house of the complainant. Ashok Singh @ Gora @ Ashok Kumar was armed with kirpan. Manpreet Singh was also armed with kirpan. Petitioner was armed with kappa.

As per allegations, the petitioner gave injury on the person of Jaswinder Kaur, which was found to be incised wound measuring 6cm x 0.40 cm present horizontally over outer aspect of right forearm, 6 cm above right wrist. The said injury was declared to be grievous in nature as per opinion of the doctor dated 03.10.2020. Injury attributed to the petitioner on the other persons namely Arshdeep and Lovedeep were found to be simple in nature.

Challan has been presented. Charges have been framed, but out of total 28 prosecution witnesses, no prosecution witness has been examined so far.

The factual position of the case is not in dispute. Accused Pappa Singh, Ashok Singh @ Gora @ Ashok Kumar, Manpreet Singh, Gurprit Singh @ Jhagdu, Kala Singh @ Buta Singh, Paramjit Kaur @ Pammi Kaur and Jaspreet Kaur @ Pettu Kaur have already been granted regular bail and

anticipatory bail by the High Court.

In view of aforesaid factual position, without advertng to the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail who is in custody since 05.09.2020.

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 trial Court/concerned Duty Magistrate.

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

01.04.2021

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No