

In virtual Court

CRM-M-17372-2021

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-17372-2021 (O&M)
Date of decision: 19.07.2021

Ankush @ Jojo

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. R.S. Sekhon, 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.36 dated 08.04.2018 under Sections 324, 148, 149 IPC (Section 307 IPC was added later on), registered at Police Station Cantt Ferozepur, District Ferozepur.

Learned counsel for the petitioner submits that initially, the FIR was registered under Sections 324, 148, 149 IPC and the petitioner was released on bail and later on, Section 307 IPC was added on the basis of opinion of the doctor. It is further submitted that as per allegations in the FIR, registered at the instance of Manpreet Singh, when he was returning back to his home, co-accused Raman carrying a kappa, petitioner Ankush @ Jojo and three other

persons carrying kirpan and hockey attached him. Raman gave a kappa blow on the head of the complainant from the sharp side, petitioner gave a kappa blow, which hit on left shoulder of the complainant. Thereafter, the complainant fell down from his motorcycle and other accused persons also caused injuries on the backside of his right shoulder and petitioner gave a blow on the right side of the thigh. When the complainant raised voice, the accused persons ran away from the spot.

Learned counsel for the petitioner further submits that the petitioner is in judicial custody for the last 05 months and 18 days; challan stands presented; he is not required for further investigation and the injury invoking Section 307 IPC is attributed to co-accused Raman, which is a head injury.

Learned State counsel has filed the custody certificate dated 17.07.2021 in the Court today and has submitted that the victim has suffered as many as five injuries and the injury on the head of the victim is attributed to co-accused Raman. It is further submitted that the petitioner is involved in two more FIRs; one under NDPS Act and another under Section 307 IPC. It is also submitted that challan stands presented on 27.04.2021, however, the charges are yet to be framed.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the custody of the petitioner and the fact that he is not the main accused, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his

In virtual Court

CRM-M-17372-2021

-3-

bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty
Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

19.07.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No