

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

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**CRM-M-21067-2021
Date of Decision: 28.06.2021**

Naresh Kumar @ Laddi	Versus	Petitioner
State of Punjab		Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Arnav Sood, Advocate for petitioner.

Mr. Mehardeep Singh, Additional Advocate General, Punjab.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-**Naresh Kumar @ Laddi** in case FIR No.164 dated 22.12.2016 under Sections 148, 307, 323, 324 and 379-B IPC read with Section 149 IPC (Sections 325, 326 and 394 IPC added lateron) registered at Police Station Sadar Hoshiarpur, District Hoshiarpur.

Learned counsel appearing for the petitioner *inter alia* contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further submits that attributed injuries with *Berchha* on the left side of back, with reverse side on the left bicep and fingers of right foot of complainant Dilbag Singh are on the non-vital organs of the body. He further submits that co-accused namely Harish Kumar, Sanjiv Kumar

@ Minta and Kamalpreet Singh @ Kamal Saini, have already been extended

the concession of regular bail by this Court, vide orders dated 08.03.2018, 27.01.2020 and 03.06.2020 passed in CRM-M-39826-2017, CRM-M-19266-2019 and CRM-M-8543-2020 respectively. He further submits that petitioner is in custody since April, 2018 and he is no more required by the Police for any investigation purpose. He further submits that after completion of investigation, final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court and trial has commenced. He further urges that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and have carefully gone through the contents of petition.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that co-accused namely Harish Kumar, Sanjiv Kumar @ Minta and Kamalpreet Singh @ Kamal Saini, have already been extended the concession of regular bail by this Court, vide orders dated 08.03.2018, 27.01.2020 and 03.06.2020 passed in CRM-M-39826-2017, CRM-M-19266-2019 and CRM-M-8543-2020 respectively; that petitioner is in custody since April, 2018; that petitioner is no more required by the Investigating Agency for investigation purpose; that challan has

take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Naresh Kumar @ Laddi** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/ Chief Judicial Magistrate/Duty Magistrate, Hoshiarpur, as the case may be.

(LALIT BATRA)
JUDGE

28.06.2021
Varinder Prashad

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No