

CRM-M-22448-2021

DECIDED ON: 23rd JUNE, 2021

KULWANT SINGH @ KANTI

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Kamal Narula, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This is a petition seeking regular bail in FIR No. 208, dated 27th December, 2017, under Sections 324, 323, 341, 148, 149 IPC (Sections 325 and 326 IPC added later on) registered at Police Station Sadar Fazilka, District Fazilka.

The FIR was at the instance of Jagdish Singh son of Sher Singh. As per the allegations, on 21st December, 2017, the complainant and his friend Buta Singh were attacked by the petitioner and co-accused.

Learned counsel for the petitioner submits that there is no specific injury attributed to the petitioner. As per FIR, his role is that he was one of the accused involved in the incident. He relies upon the fact that all the co-accused except Sammy have been granted bail.

Learned State counsel though opposes the grant of bail. He is not in a position to dispute the parity between the petitioner and co-accused so far as the granting of bail is concerned.

Considering the facts that there is no injury attributed to the petitioner; there is no active role of the petitioner in the incident; he is in custody since 4th May, 2021; conclusion of the trial is likely to take time; all the co-accused except Sammy have been granted bail; petitioner is granted bail on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition is allowed.

23rd JUNE, 2021
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>