

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

CRM-M-23657 of 2021

Date of Decision:-28.10.2021

Harjinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present:- Mr. Prateek Pandit, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

SURESHWAR THAKUR J.(Oral)

An FIR bearing No.204 of 12.10.2020, constituted therein offences under Sections 307, 324 and 427 IPC, is lodged, against the bail applicant, at Police Station Nakodar Sadar, District Jalandhar Rural.

The Investigating Officer in pursuance to the afore made FIR has arrested the accused. Instantly, the bail applicant is in judicial custody.

Through the instant application, cast under Section 439 Cr.P.C., the bail applicant seeks an order being made by this Court, for his being released from judicial custody. The learned Assistant Advocate General appearing on behalf of State of Punjab, has fairly submitted before this Court, that the recovery of the incriminatory weapon of offence, and, as used by the accused/ bail applicant, in the relevant occurrence, has been

effected, at his instance, by the investigating officer. Moreover, he, on instructions from the Investigating Officer ASI Sukhwinder Pal Singh, Police Station Sadar Nakodar, submitted that the injured victim, has fully recovered from the injuries, inflicted on his person, by the accused/ bail applicant. Moreover, he also submits, that the injured/victim is now discharged from the hospital concerned.

In view of the above, this Court does not deem it fit, and, appropriate to prolong the judicial incarceration of the bail applicant/accused. Therefore, the bail application is allowed, and, the bail applicant is ordered to be released from judicial custody, on his furnishing bail bonds/surety bonds, to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned, and, also subject to his not tampering with prosecution evidence, and/or not influencing prosecution witnesses.

October 28, 2021
Vijay Asija

(SURESHWAR THAKUR)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No