

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-29149-2021
Decided on : 30.07.2021

Gurmej Singh @ Maan Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Prateek Sodhi, Advocate
for the petitioner.

Mr. H.S.Multani, AAG, Punjab.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in cross-case registered vide Rapt No.40 dated 17.05.2021 under Sections 452, 323, 324, 295, 379-B, 148, 149 IPC (Sections 354, 354-B IPC added later on) in FIR No.38 dated 17.05.2021 registered under Sections 452, 326, 323, 324, 34 IPC, 1860 registered at Police Station Dera Baba Nanak District Gurdaspur.

Learned counsel for the petitioner inter alia contends that it is a case of version and cross-version, wherein both the parties received injuries at the hands of each other. He submits that the petitioner has been named as an accused in the cross-version, which is recorded at the instance of Paramjit Kaur. He further submits that the injury attributed to the petitioner is on the forehead of the complainant attracting the mischief of Section 324 IPC. The petitioner, aged 50 years, has been in custody since 29.05.2021 there is no likelihood of the trial concluding in the near future. It has also been contended that the co-accused Arjun Singh has been granted the

concession of bail by this Court vide order dated 19.07.2021. Hence, prayer has been made for extending the concession of bail to the petitioner.

Per contra, learned State counsel has opposed the prayer and submissions made by learned counsel for the petitioner. He has, however, not been able to controvert the factual aspect of the submissions made by learned counsel for the petitioner with respect to the role and injury attributed to him in the FIR in question.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 29.05.2021, the trial is unlikely to conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

30.07.2021

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Whether speaking/reasoned:
Whether reportable :

Yes/No
Yes/No