

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

210

**CRM-M-27023-2020
Date of Decision: 16.03.2021**

Mandeep Kumar @ Monu

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. J.S.Jaidka, 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-**Mandeep Kumar @ Monu** in case FIR No.122 dated 04.05.2020 under Sections 148, 188, 307, 336 and 506 IPC read with Section 149 IPC and Sections 25 and 27 of Arms Act, registered at Police Station Salem Tabri, District Police Commissionerate Ludhiana.

Status report dated 12.03.2021 by way of affidavit of Gurbinder Singh, PPS, Assistant Commissioner of Police (North), Ludhiana, on behalf of respondent-State has been received through e-mail, which is taken on record.

Learned counsel for petitioner *inter alia* contends that version,

VARINDER PRASHAD as alleged in the FIR, is totally concocted one and there is no iota of truth
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I attest to the accuracy and
integrity of this document

therein. He further submits that allegedly petitioner while armed with *datar* gave a blow on the left bicep of complainant-injured (Sandeep Kumar), whereas for want of medico-legal examination of said Sandeep Kumar, there is no corroboration qua factum of alleged injury sustained by Sandeep Kumar. He further submits that petitioner is in custody since 27.05.2020 and he is no more required by the Police for any investigation purpose. He further submits that challan has been presented in Court and trial is yet to commence. 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 as well as reply furnished by respondent-State.

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 petitioner is in custody since 27.05.2020; that petitioner is no more required by the Investigating Agency for investigation purpose; that challan has already been presented in Court and since consequent trial of the case would 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-**Mandeep Kumar @ Monu** 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, Ludhiana, as the case may be.

(LALIT BATRA)
JUDGE

16.03.2021

Varinder Prashad

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No