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

**CRM-M-31424-2020
Date of Decision: 05.04.2021**

Naresh Kumar and others

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. A.P. Singla, Advocate,
for the petitioners.

Mr. B.S. Sewak, Additional Advocate General, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

This is a petition filed under Section 439 of the Code of Criminal Procedure by the petitioner, seeking regular bail in case FIR No.0028, dated 06.02.2020, under Sections 326/323/324/341/148/149 of the IPC, registered at Police Station Rama Mandi Jalandhar, Punjab.

2. Short Reply filed on behalf of the State by way of Affidavit of the Assistant Commissioner of Police, Central, Jalandhar along with its accompanying Annexures; Be kept on record.

3. Seen MLR of the victim appended thereto at Annexure R-1 of the Reply, apart from the medical opinion pertaining to his injuries at Annexure R-2, as also the supplementary statement of the complainant Arshdeep Singh at Annexure R-3.

4. It is strange that no motive whatsoever for attacking the

complainant has been imputed either in the FIR or in the supplementary statement on record, nor the Investigating Agency could determine the reason behind such attack. Nevertheless, Challan in the case was submitted after completion of investigation for the offences which are exclusively triable before a Magistrate.

5. For the aforesaid reasons further detention of the petitioners at this stage is not called for, since they had already suffered imprisonment for almost seven months before being granted interim bail on the last date (28.01.2021). Trial in the case is still to commence. As such, the present petition is allowed and the interim bail granted to them earlier is made absolute.

05.04.2021*Apurva***(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No