

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-33524-2020
Date of Decision: 11.01.2021

Ajay Kumar

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr. Ravinder Singh, Advocate,
for the petitioner.

Mr. Luvinder Sofat, Assistant Advocate General, Punjab,
for the respondent.

Through Video Conferencing

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure, for seeking grant of regular bail to the petitioner in FIR No.120 dated 17.05.2019, under Sections 302, 324, 323, 506, 148, 149 and 120-B of the Indian Penal Code, registered at Police Station Civil Lines, District Patiala.

The learned counsel for the petitioner has submitted that in the present case the petitioner is in custody since 24.07.2019 which is almost 1½ years and after the completion of the investigation process, challan has already been presented in August, 2019 but the charges are still to be framed. He has further submitted that in the present case, the alleged role attributable to the present petitioner was giving blow on the biceps and he has further submitted that one of the other co-accused, namely, Manjit

Singh, to whom the similar role has been attributable, has been granted bail by the Co-ordinate Bench by this Court in CRM-M-30584-2020 on 07.10.2020 and that the petitioner is at parity with the aforesaid Manjit Singh. He has further submitted that the petitioner is not involved in any other case and therefore, he has prayed for the grant of regular bail.

The learned State counsel, on instructions from ASI Pawan Puri, has submitted that it is correct that the petitioner is in custody from 24.07.2019 and so far as the parity of the petitioner with the aforesaid Manjit Singh is concerned, as per the FIR, the petitioner is in parity with the aforesaid Manjit Singh.

Therefore, considering the totality of the facts and circumstances of the present case, I deem it fit and proper to admit the petitioner on bail. Consequently, the present petition is allowed. The petitioner shall be admitted to regular bail on his furnishing bail/surety bonds subject to the satisfaction of the learned trial Court/Duty Magistrate.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

(JASGURPREET SINGH PURI)
JUDGE

11.01.2021
adhikari

Whether speaking/non-speaking	:	Yes/No
Whether reportable	:	Yes/No