

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

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CRM-M-45537-2021(O&M)

Date of Decision: 07.12.2021

Ravinder Singh @ Bhinda Gujjar

....Petitioner

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Mohit Jaggi, Advocate for the petitioner.

Mr. Anmol Singh Sandhu, Assistant Advocate General,
Punjab.

Lalit Batra, J.(Oral)

Present petition under Section 439 Cr.P.C has been moved by petitioner – **Ravinder Singh @ Bhinda Gujjar** for grant of regular bail in Cross Version case registered vide DDR No.38 dated 17.07.2021 under Sections 148, 307, 323, 324, 458 and 506 IPC read with Section 149 IPC and Section 25 of Arms Act, registered at Police Station Urban Estate, District Patiala arisen out of FIR No.142 dated 17.07.2021 under Sections 307, 324 and 506 IPC read with Section 34 IPC and Section 25 of Arms Act, registered at Police Station Urban Estate, District Patiala.

Learned counsel for the petitioner *inter alia* contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further submits that as a matter of fact petitioner had sustained fire-arm injury on his right bicep at the hands of complainant party. He further urges that on the complaint made at the instance of petitioner, FIR No.142 dated 17.07.2021, as detailed above, was registered. He further urges that it is yet to be decided during the course of trial as to which party was the aggressor. He further submits that petitioner is languishing in custody since 18.07.2021 and he is no more required by the Police for any investigation purpose as after completion of investigation,

final report as envisaged under Section 173 Cr.P.C. (*Challan*) has already been presented in Court. 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.

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 languishing in custody since 18.07.2021; that petitioner is no more required by the Investigating Agency for investigation purpose; that *Challan* has already been presented in Court and since 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- **Ravinder Singh @ Bhinda Gujjar** 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, Patiala, as the case may be.

(LALIT BATRA)
JUDGE

07.12.2021

d.gulati

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No