

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

CRM-M-42995-2020
Date of decision: 08.04.2021

Prabhjot Singh @ Star

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. G. S. Sandhu, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 92 dated 08.09.2015, registered under Sections 307, 326, 324, 323, 506, 148, 149, 379 of the IPC and Section 25 of the Arms Act, 1959 at Police Station City Hoshiarpur, District Hoshiarpur.

Learned counsel for the petitioner submits that the FIR has been registered at the instance of complainant Sanjiv Kumar Chauhan with the allegations that when he was organizing a Langar along with fellows, the petitioner and other persons came there and caused injuries to him on account of some previous enmity.

Learned counsel for the petitioner further submits that co-accused Tarlochan Singh @ Sunny, Naresh Kumar @ Chan and Sanjiv

Kumar @ Minta have already been granted concession of regular bail by this Court, vide orders dated 09.11.2017, 17.07.2019 & 07.12.2019 passed in CRM-M Nos. 40633 of 2017, 28365 and 48173 of 2019, respectively.

Learned counsel for the petitioner further submitted that petitioner is in judicial custody for the last about 11 months and conclusion of trial is likely to take a long time.

Learned State counsel has filed the custody certificate and submitted that victim has suffered as many as 17 injuries, out of which 03 injuries are attributed to petitioner, which were declared grievous in nature.

In reply, learned counsel for the petitioner submitted that petitioner is ready to compensate the victim by paying him a sum of Rs. 50,000/- towards his medical expenses, without prejudice to the right of defence of the petitioner.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that some of the co-accused have already been granted concession of regular bail by this Court as noticed above and also in view of the fact that petitioner has volunteered to pay a compensation of Rs. 50,000/- to the victim towards his medical expenses; the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

However, this will be subject to a condition that petitioner will hand over a demand draft of Rs. 50,000/-, favouring the victim, at the time of furnishing bail/surety bonds, which will further be given to the victim in

due course.

Payment of the aforesaid compensation/amount by the petitioner shall not cause any prejudice to his right of defence.

08.04.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No