

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

227

CRM-M-2621 of 2022

Date of Decision: 17.05.2022

Preet Kamal Singh @ Preet

..... Petitioner

Versus

The State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Sartaj Singh Gill, Advocate,
for the petitioner.

Mr. R.S.Thind, DAG, Punjab.

Mr. Ankur Bansal, Advocate
for the complainant.

JASGURPREET SINGH PURI, J. (ORAL)

The present petition has been filed under Section 439 of the Cr.P.C. for grant of regular bail to the petitioner in FIR No.293, dated 28.10.2021 under Sections 326, 323, 148, 149 of the IPC, registered at Police Station Phillaur, District Jalandhar Rural.

Learned counsel for the petitioner has submitted that the petitioner is in custody from 12.11.2021 and the investigation of the case has been completed and challan has been presented before the competent court, although charges have not been framed as yet.

He further submitted that although the allegations against the petitioner are that he has given the *datar* blow on the hand and wrist of the complainant but now the investigation has been completed and no further recovery is to be effected from the petitioner, he may be considered for the grant of regular bail.

On the other hand, Mr. R.S.Thind, learned Deputy Advocate

General, Punjab, has submitted that it is correct that the petitioner is in custody from 12.11.2021 and now the investigation of the case qua the petitioner have been completed and report under Section 173(2) Cr.P.C. has been presented before the competent court. He has also submitted that no further recovery is to be effected from the petitioner. He has also submitted that as per instructions from SI Gobinder Singh the petitioner is not involved in any other case.

I have heard the learned counsel for the parties.

The petitioner is in custody from 12.11.2021 and investigation of the case is complete and as per the learned Deputy Advocate General no further recovery is to be effected from the petitioner. Furthermore, the petitioner is stated to be not involved in any other case. It is not the case of the State that in case the petitioner is released on bail then he may abscond or may influence any witness or may tamper any evidence.

Therefore, considering the totality of circumstances of the present case, the petitioner is entitled for the grant of regular bail.

Consequently, the present petition is allowed. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/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 only for the purpose of decision of present petition

(JASGURPREET SINGH PURI)
JUDGE

17.05.2022
Sunil Devi

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| 1. Whether speaking/reasoned: | Yes |
| 2. Whether reportable: | Yes/No |