

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

CRM-M-3381-2022 (O & M)

Date of decision: 29.07.2022

Surjit Singh @ Sonu and another

...Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Rahul Arora, Advocate,
for the petitioners.

Mr. Harbir Sandhu, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, petitioners, namely, Surjit Singh @ Sonu and Hardeep Singh @ Baggi seek regular bail in case FIR No.88 dated 30.08.2021, registered at Police Station Zira, District Ferozepur, under Sections 324, 323, 506 and 34 IPC and Sections 326 and 308 IPC (added later on).

Learned counsel for the petitioners wants to withdraw the present petition qua petitioner No.2-Hardeep Singh @ Baggi, at this stage.

Dismissed as withdrawn qua petitioner No.2, at this stage.

Learned counsel for petitioner No.1 contends that an injury on the left arm of the complainant, with a *kappa*, has been attributed to petitioner No.1; that petitioner No.1 has been in custody since 29.09.2021; that the complainant was discharged from the hospital after 06 days of the alleged occurrence; that there is no other case registered or

pending against petitioner No.1; that out of 27 prosecution witnesses, none has been examined and that trial of the case would take a long time. On this premise, learned counsel prays for the grant of bail to petitioner No.1.

On the other hand, learned State counsel, while opposing the grant of bail to the petitioner, submits that petitioner No.1 had actively participated in the occurrence and given a *kappa* blow on the left arm of the complainant. However, he does not dispute the custody period of petitioner No.1.

I have heard the learned counsel for the parties.

Although an injury on the left arm of the complainant, with a *kappa*, has been attributed to petitioner No.1, but the fact remains that he has been in custody since 29.09.2021. The prosecution witnesses are yet to be examined. Trial of the case would take time to conclude. There is no other case registered or pending against petitioner No.1. Therefore, no useful purpose would be served by keeping petitioner No.1 behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, petitioner No.1- Surjit Singh @ Sonu is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

Disposed of.

29.07.2022

parveen kumar

(HARNARESH SINGH GILL)

JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No