

CRM-M-8213-2022

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-8213-2022

Date of decision: 05.12.2022

Sandeep Singh @ Deepa

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Gurminder Singh Salana, Advocate,
for the petitioner.

Mr. Gurlal Singh Dhillon, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, the petitioner seeks regular bail in case FIR No.98 dated 21.05.2021, registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib, under Sections 323, 341, 379-B, 506 and 34 IPC and Sections 411 and 325 IPC (added later on).

Learned counsel for the petitioner contends that allegations against the petitioner are that he was holding a stick in his hand and had given beatings to the friend of the complainant; that the petitioner has falsely been implicated in the present case; that in fact, the petitioner had sustained seven blunt injuries in the occurrence, and that the petitioner had also got recorded DDR No.28 dated 21.05.2021 against the complainant party. He further submits that it is a case of version and cross-version and it is yet to be ascertained by the trial Court as to which was the aggressor party. He further contends that co-accused, Ravinderpal Singh who was

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allegedly attributed a sword blow on the head of the complainant, has since been granted the concession of regular bail by the trial Court. The motor-cycle allegedly snatched by the accused, has already been recovered. The petitioner has been in custody since 06.09.2021.

On the other hand, learned State counsel, while opposing the grant of bail to the petitioner, submits that the petitioner had actively participated in the occurrence, and given stick blows to the friend of the complainant; that the petitioner and the co-accused also snatched the motor-cycle belonging to the complainant, which had been recovered later on. However, he does not dispute the fact that the petitioner had also received as many as seven blunt injuries on his person and got recorded DDR No.28 dated 21.05.2021. Learned State counsel further submits that out of 07 other cases registered or pending against the petitioner, he has been acquitted in one case while convicted in four cases and is facing the trial in two cases.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 06.09.2021. The recovery of motor-cycle has already been effected. It is a case of version and cross-version. The prosecution witnesses are yet to be examined. As stated above, the co-accused has already been granted the concession of bail. Trial is unlikely to conclude any time soon. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his

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furnishing bail and surety bonds to the satisfaction of the learned trial
Court/Duty Magistrate.

05.12.2022
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No