

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

**CRM-M-12712-2022
Date of decision: 01.04.2022**

Deepak**...Petitioner**

Versus

State of Punjab**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. R. S. Waraich, 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. 152 dated 26.12.2021, registered under Sections 307, 323, 148, 149 of the IPC at Police Station Division No. 1, Police Commissionerate, Jalandhar, District Jalandhar.

Learned counsel for the petitioner submits that there is a matrimonial dispute between the petitioner and his wife Lachhmi and on the date of incident, the petitioner had gone to his in-laws' house, where suddenly a dispute arose and a number of other persons, who were present there, started throwing brick bats on each other.

Learned counsel further submits that the only allegation against the petitioner is that he has given a brick bat blow on the head of complainant's cousin Ramesh Kumar. It is further submitted that the petitioner has falsely been implicated in this case on account a matrimonial dispute, which reflects in the FIR itself.

Learned counsel further submits that the petitioner is a first offender; he is in judicial custody for the last 03 months and 03 days; challan stands presented and conclusion of trial is likely to take a long time.

Learned State counsel, on the basis of the custody certificate, has not disputed the factual position. As per custody certificate, the petitioner is in judicial custody for the last 03 months and 03 days and he is not involved in any other case.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the aforesaid facts and circumstances of the case, 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/Illaqa Magistrate, concerned.

01.04.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No