

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

CRM-M-14905-2022 (O & M)

Date of decision: 24.05.2022

Sandeep Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Tarun Singla, Advocate,
for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

CRM-19557-2022

Allowed as prayed for. Annexures P-6 to P-8 are taken on record, subject to all just exceptions.

CRM-M-14905-2022

Through this petition, the petitioner seeks regular bail in case FIR No.36 dated 25.02.2022, registered under Sections 458, 323, 506, 427, 148 and 149 IPC and Section 324 IPC (added later on), at Police Station Kotbhai, District Sri Muktsar Sahib.

Status report dated 24.05.2022, by way of affidavit of the Deputy Superintendent of Police, Sub Division Gidderbaha, District Sri Muktsar Sahib, has been filed in the Court today. The same is taken on record.

Learned counsel for the petitioner contends that there is an unexplained delay of two days in lodging the FIR; that injuries on the back and right wrist of the complainant, with a chain of motor-cycle,

have been attributed to the petitioner, but the same being bruises have been declared simple in nature, and that co-accused, namely, Jagtar Singh and Harmandeep Singh have since been granted the concession of anticipatory bail.

On the other hand, learned State counsel, while opposing the submissions made by the learned counsel for the petitioner, submits that the petitioner alongwith co-accused had caused as many as 11 injuries on the person of the complainant. However, he does not dispute that the aforesaid injuries attributed to the petitioner, have been declared simple in nature, vide report dated 20.05.2022.

I have heard the learned counsel for the parties.

The injuries attributed to the petitioner were not on the vital parts of the body of the complainant and moreover, the same have been declared simple in nature.

Challan stands presented. The petitioner has been in custody since 07.03.2022. The prosecution witnesses are yet to be examined. 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 furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

24.05.2022

parveen kumar

(HARNARESH SINGH GILL)

JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No