

**243 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-16547-2022

Date of Decision: 28th April, 2022

Ajay Kumar @ Ajju

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Fatehjeet Singh, Advocate for the petitioner.

Mr. Amit Mehta, Sr. Deputy Advocate General, Punjab.

AVNEESH JHINGAN, J (Oral):

1. This second petition under Section 439 of Cr.P.C. seeking regular bail in FIR No. 27, dated 18th February, 2021, under Sections 307, 323, 324, 341 read with 34 IPC (Section 325 and 307 added later on) registered at Police Station City Nakodar, Jalandhar.

2. The FIR was at the instance of Vishal. As per the allegations in the FIR, on 13th February, 2021 when the complainant reached near Sewa Kender, Mohalla Gaus, three persons with muffled faces were sitting on a Thari. One of the accused caught hold of the complainant and the others gave a gandasi and khanda blow. Injuries were inflicted on the left ear, little finger of the right hand and first finger of the left hand. The third person who was empty handed pushed him, resultantly, he fell down. Later on, on 18th February, 2021 a supplementary statement was recorded. As per the said statement, Aman and Ajay Kumar @ Ajju (petitioner) were armed with gandasi and khanda respectively.

3. Learned counsel for the petitioner submits that petitioner is in custody since 5th May, 2021, the investigation is complete. No recovery is to be made. Co-accused was granted bail by this Court.

4. Learned State counsel opposes the prayer for grant of regular bail.

5. The FIR was against the un-known persons. Petitioner was named in supplementary statement, co-accused was granted bail by this Court. The investigation is complete, challan stands presented, no useful purpose would be served by keeping the petitioner behind the bars. Petitioner has no criminal antecedents. The conclusion of trial is likely to take time. The petitioner is granted bail. The bail would be subject to furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

6. The petition is allowed.

7. It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

[AVNEESH JHINGAN]
JUDGE

28th April, 2022

Parveen Sharma

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