

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

213

CRM-M-19908-2021 (O&M)

Date of decision: 17.03.2022

ARPANDEEP SINGH

...Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. BS Jaswal, Advocate
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

CRM-10153-2022

This is an application for placing on record orders dated 10.02.2021 and 16.02.2021 and statement of injured recorded under Section 161 Cr.P.C. (Annexures P-9 to P-11).

Notice of the application.

On the asking of this Court, Mr. Ajay Pal Singh Gill, DAG, Punjab, accepts notice and submits that he has no objection if the present application is allowed.

In view of the above, the present application is allowed and the orders dated 10.02.2021 and 16.02.2021 and statement of injured recorded under Section 161 Cr.P.C. (Annexures P-9 to P-11), are taken on record subject to all just exceptions.

Registry is directed to tag the same at an appropriate place.

CRM-M-19908-2021

Through this petition, the petitioner seeks regular bail in

case bearing FIR No.136 dated 01.10.2020, under Sections 323, 324, 307, 506, 148, 149 and Section 326 IPC (added later on), registered at Police Station Jahnder, Amritsar.

Learned counsel for the petitioner submits that a head injury on the person of the injured has been attributed, which is grievous in nature and that the petitioner has been in custody since 06.10.2020. He further submits that co-accused, namely Baj Singh @ Baja, has already been granted the concession of anticipatory bail by the learned Additional Sessions Judge, Amritsar on 10.02.2021 and that there is no other cases registered and/or pending against the petitioner.

Per contra, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel, does not dispute the custody period of the petitioner as well as the factum of the co-accused being enlarged on bail. He, however, submits that the petitioner had actively participated in the occurrence; that there are total 18 prosecution witnesses and that prosecution evidence is yet to commence.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 06.10.2020. Co-accused has already been enlarged on bail. There is no other cases registered and/or pending against the petitioner. Prosecution evidence is yet to commence. In such circumstances, the 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.

17.03.2022*Aman Jain***(HARNARESH SINGH GILL)
JUDGE***Whether reasoned/speaking?**Yes/No**Whether reportable?**Yes/No*