

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

CRM-M-22712-2021

Date of decision: 30.05.2022

Jasbir Singh @ Jasveer Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Harchand Singh Batth, Advocate,
for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab.

Mr. Tarun Sharma, Advocate,
for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, the petitioner seeks regular bail in case FIR No.21 dated 09.02.2020, registered at Police Station Sadar Patti, District Tarn Taran, under Sections 302, 307, 326, 336, 427, 148 and 149 IPC and Sections 25 and 27 of the Arms Act, 1959.

Learned counsel for the petitioner contends that the petitioner was not named in the FIR; that it was only on the statements of Santokh Singh and Dara Singh, recorded under Section 161 Cr.P.C., the petitioner has been involved in the present case; that even the injuries attributed to the petitioner on the shoulder and back of Sukhraj Singh, have been declared simple in nature, entailing the offence under Section 323 IPC, and that the petitioner has been in custody since 10.02.2020.

On the other hand, learned State counsel, assisted by the learned counsel for the complainant, opposes the grant of bail to the petitioner. It is submitted that the petitioner alongwith the co-accused had

actively participated in the occurrence and that even the petitioner got himself admitted to the hospital just to make out a false cross-case against the complainant party.

I have heard the learned for the parties.

The petitioner was not named in the FIR. He has been attributed only simple injuries on the shoulder and back of the complainant, entailing the offence under Section 323 IPC. There is no other case registered or pending against the petitioner.

The petitioner has been in custody since 10.02.2020. 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.

30.05.2022

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

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