IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.22771 of 2022
Date of Decision:- 30.05.2022

Sandeep Kumar

….Petitioner

Vs.

State of Punjab

….Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Sahil Parmar, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

KARAMJIT SINGH, J.(Oral)

Prayer is for grant of regular bail in case having FIR No.0130 dated 13.09.2021 registered under Sections 323, 324, 341, 506, 326, 148, 149, 201 IPC at Police Station Balongi, SAS Nagar, Mohali.

Notice of motion.

On asking of the Court, Ms. Samina Dhir, DAG, accepts notice on behalf of State of Punjab.

As per the allegations levelled in the FIR, on 12.09.2021 at about 8.30 pm, complainant Bunty Sharma was present in his shop

PUNEET CHAWLA
2022.05.30 17:46
I attest to the accuracy and
authenticity of this order/judgment

and at that time, petitioner armed with axe and other co-accused armed with different weapons came there and started giving beatings to him and caused injuries on his right leg, arms and back with the help of dagger etc. The complainant raised an alarm which attracted his brother Ravi Sharma and father Devraj on which the accused persons also attacked Devraj and caused injuries to him.

The petitioner was arrested on 26.01.2022 and is presently lodged in judicial custody. As has been stated by the State counsel, after completion of investigation, challan has been presented but trial is yet to commence. The counsel for the petitioner has brought to notice of this Court that co-accused Rohit has already been granted ad interim anticipatory bail vide order dated 6.4.2022 on the ground that the grevious injury was not specifically attributed to said Rohit. The counsel for the petitioner has further contended that even no specific injury has been attributed to present petitioner Sandeep Kumar, which fact has not been disputed by the State counsel. The State counsel has challenged the present petition on the ground that the petitioner is also involved in one another criminal case. However, the counsel for the petitioner clarified that the petitioner has already been granted bail in the said criminal case.

Admittedly, the trial is yet to commence and it will take time for culmination of the trial. So no purpose is going to be served by keeping the petitioner in custody for any longer period.

PUNEET CHAWLA
2022.05.30 17:46
I attest to the accuracy and
authenticity of this order/judgment

Thus, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the Trial Court/CJM/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

30.05.2022

P. Chawla

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No

PUNEET CHAWLA
2022.05.30 17:46
I attest to the accuracy and
authenticity of this order/judgment