

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

CRM-M-23844-2022

Date of Decision: 28th July, 2022

Vicky Kumar

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Naveen Bawa, Advocate for the petitioner.
Mr. Amit Mehta, Sr. DAG, Punjab.
Mr. Vishnu Dutt, Advocate for respondents No.2 and 3.

AVNEESH JHINGAN , J.(Oral)

1. This petition is filed seeking regular bail in case of FIR No. 42, dated 26th April, 2022, under Sections 307, 325, 323, 341, 506, 148 and 149 of Indian Penal Code, 1860, registered at Police Station Daba, District Ludhiana.

2. As per the case set up, an incident took place on 24th April, 2022, Vicky Kumar-petitioner along with co-accused inflicted injuries to the complainant party. Petitioner was armed with a stick.

3. Learned counsel for the petitioner submits that as per the medical opinion received, no injury was declared dangerous to life. No recovery is to be made from the petitioner and he is not involved in any other case.

4. Learned State counsel on instructions opposes the prayer for grant of regular bail and submits that though the investigation is complete but charges are yet to be framed.

5. Learned counsel for respondents No.2 and 3 on instructions, submits that he has no objection if the bail is granted to the petitioner.

6. Considering the nature of allegations, it is a debatable issue as to whether Section 307 IPC is made out or not, petitioner has no criminal antecedents and that conclusion of trial is likely to take time, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.
7. The petition is allowed.
8. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

(AVNEESH JHINGAN)
JUDGE

28th July, 2022
Parveen Sharma

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