

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

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CRM-M-25986-2021

Date of Decision: 22.04.2022

Navdeep Singh Gill & another ...Petitioners

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Kuljit Singh Bal, Advocate, for the petitioners.

Mr. Amandeep Singh Gill, Sr. DAG, Punjab,
assisted by ASI Deepankar Singh.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking grant of regular bail in respect of a case registered against them vide FIR No.85 dated 05.05.2021 at Police Station City, Hoshiarpur, under Sections 307/332/353/186/506 IPC.
2. The FIR in question was lodged at the instance of Inspector Sulakhan Singh, wherein the allegations are broadly to the effect that on 05.05.2021, both the accused/petitioners namely Navdeep Singh Gill and Pushpinder Singh Gill attacked one Karan Sharma and his father Raman Kumar. While petitioner No.1 Navdeep Singh Gill is alleged to be armed with a *kirch* (small sword), petitioner No.2 Pushpinder Singh Gill is alleged to be carrying wooden handle. It is alleged that petitioner No.1 Navdeep Singh Gill attacked Karan Sharma with *kirch*, but Karan Sharma managed to ward off the same with his hand and consequently, sustained injury on the middle finger of his right hand. Petitioner No.2

- Pushpinder Singh is also alleged to have caused an injury on Karan Sharma's left shoulder. Both of them are also alleged to have attacked Karan Sharma's mother. When the police party reached at the spot, the accused are alleged to have attacked the police officials as well. It is specifically alleged that Navdeep Singh caused an injury with *kirch* (small sword) on Inspector Sulakhan Singh's head and also manhandled them and torn the uniform of Inspector Sulakhan Singh.
3. Learned counsel for the petitioners has submitted that they have falsely been implicated in the present case and that there is no MLR pertaining to the injuries caused to the police officials and that the MLRs relied upon and pertaining to Raman Kumar and his wife Jyoti depict injuries which are in the nature of abrasions only.
 4. Opposing the petition, learned State counsel has submitted that since the allegations virtually stand substantiated from the 2 MLRs and there are specific allegations against both the petitioners to the effect that they have even attacked the police officials, no case for grant of bail is made out. Learned State counsel has, however, informed that the petitioners as on date have been behind bars since the last about 11 months and that they are not involved in any other case and that challan already stands presented.
 5. I have considered rival submissions addressed before this Court.
 6. Without commenting anything as regards the merits of the case, but while noticing the fact that both the petitioners have been behind bars for a substantial period of about 11 months and challan already stands presented and the petitioners are not even stated to be involved in any

other case, further detention of the petitioners will not serve any useful purpose as the conclusion of trial will take some time. The petition, as such, is accepted and the petitioners are ordered to be released on regular bail on their furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

22.04.2022

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**(GURVINDER SINGH GILL)
JUDGE**Whether speaking/reasoned: **Yes/No**Whether reportable: **Yes/No**