

CRM-M-27520-2022

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

CRM-M-27520-2022 (O & M)

Date of decision: 11.11.2022

Vijay Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Kanwaljit Singh, Sr. Advocate with
Mr. Vikram Jeet Singh, Advocate,
for the petitioner.

Mr. Harkanwar Jeet Singh, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

CRM-34997-2022

Allowed as prayed for. Annexures P-10 and P-11 are taken on
record, subject to all just exceptions.

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Through this petition, the petitioner seeks regular bail in case
FIR No.76 dated 16.05.2022, registered at Police Station City Rupnagar,
District Rupnagar, under Sections 341, 323, 324, 506, 427, 148 and 149
IPC and Sections 325, 307, 308 and 201 IPC (added subsequently).

Learned Senior Counsel for the petitioner contends that in the
present case, Sections 307 and 308 IPC have been deleted; that as per the
medial reports dated 09.06.2022 and 11.06.2022, injury Nos.1, 3 and 4 on
the person of the complainant are simple in nature whereas injury No.2 has
been declared grievous in nature.

Learned Senior counsel further submits that there is a delay of

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01 day in lodging the FIR and that the petitioner has been in custody since 16.05.2022. So far as other cases registered against the petitioner, are concerned, he has been released on bail therein.

On the other hand, learned State counsel, while opposing the grant of bail to the petitioner, submits that a grievous injury on the head of the complainant, has been attributed to the petitioner. However, he does not dispute the fact that the petitioner has been released on bail in other cases registered against him.

I have heard the learned counsel for the parties.

In the present case, Sections 307 and 308 IPC have been deleted. Challan has already been presented. However, charges are yet to be framed. The injury on the head of the complainant has been attributed to the petitioner, but the same has been declared grievous in nature on the basis of two medical reports dated 09.06.2022 and 11.06.2022.

The petitioner has been in custody since 16.05.2022. 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.

11.11.2022

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No