

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-30955-2022

Date of Decision: 8.9.2022

Deepak @ Bedi

....Petitioner

VERSUS

State of U.T., Chandigarh

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Vivek Kathuria, Advocate
for the petitioner.

Mr. Viranjeet Singh Mahal, Addl. PP, UT, Chandigarh.

KARAMJIT SINGH, J.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.34 dated 14.2.2022 registered for the offences punishable under Sections 323, 147, 148, 149, 341, 452, 506 IPC (Sections 324, 307 IPC added later on) at Police Station Industrial Area, Chandigarh.

Affidavit of Palak Goel, DSP, East Division, Chandigarh along with Annexures R-1 and R-2 are taken on record.

Counsel for the petitioner submits that as per the aforesaid affidavit filed on behalf of the State, injuries sustained by the complainant, Dev Nath and Saisal were found to be simple in nature. He further submits that the petitioner is in custody for the last more than 6 months and that after completion of investigation, the police has presented the challan but it will take time for the trial to commence after framing of charges. So, prayer is made for grant of regular bail to the petitioner.

Present petition is resisted by the State counsel appearing on behalf of U.T., Chandigarh who has not denied the fact that the injuries sustained by the complainant and other two victims are found to be simple in nature and that after completion of investigation, challan has been presented and that the petitioner is in custody for the last more than 6 months.

I have considered the submissions made by the counsel for the parties.

As per allegations appearing on the record, the petitioner and his companions caused injuries to complainant-Sumit and his friends Satpal Saisal @ Pinku and Dev Nath. As per affidavit of DSP which has been furnished today, the injuries sustained by the aforesaid three persons were found to be simple in nature. Admittedly, the petitioner is in custody for the last 6 months and after completion of investigation, challan has been presented.

It will take considerable time for conclusion of trial. Thus, no useful purpose is going to be served by keeping the petitioner in custody for any further period.

In view of the above, 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 bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

September 8, 2022

Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No