

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

**237**

**CRM-M-32371-2022 (O&M)  
Date of decision: 07.12.2022**

Jaswinder Singh @ Pappli

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present:- Mr. G.S. Madaan, Advocate for the petitioner.

Mr. Gurlal Singh Dhillon, AAG Punjab.

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**HARNARESH SINGH GILL, J. (ORAL)**

Through this petition, the petitioner seeks regular bail in case bearing FIR No.135 dated 21.12.2021, registered under Sections 307, 324, 34 and 201 IPC, at Police Station Sri Chamkaur Sahib, District Rupnagar.

Custody certificate dated 06.12.2022 issued by the Deputy Superintendent of District Jail Ropar, submitted by the learned State counsel in the Court is taken on record.

Learned counsel for the petitioner submits that the occurrence took place on 18.12.2021 and the complainant got recorded his statement on 20.12.2021; that a stab (*kirch*) blow on the right side of the waist of the injured has been attributed to the petitioner and that the petitioner himself surrendered on 20.05.2022 and since then he has been in custody; that the complainant was caught hold by co-accused Rajinder Kaur wife of the petitioner and she has been granted anticipatory bail vide order dated 05.07.2022 passed by a Coordinate Bench; that there is no case against the petitioner and that the challan has been presented but the prosecution

witnesses are yet to be examined.

Learned State counsel, while vehemently opposing the prayer for bail, submits that a *kirch* blow on the right side of the waist of the injured-complainant has been attributed to the petitioner, while his wife has caught hold of the complainant. However, he does not dispute the custody period of the petitioner and that there is no other case against the petitioner. He submits that the challan has been presented but the prosecution witnesses are yet to be examined.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 20.05.2022. The injury attributed to the petitioner is not on the vital part. Moreover, there is no other case against the petitioner. Co-accused Rajinder Kaur wife of the petitioner has been granted anticipatory bail vide order dated 05.07.2022 passed by a Coordinate Bench. The prosecution witnesses are yet to be examined. Therefore, the conclusion of the trial would take time. Hence, 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 petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

**(HARNARESH SINGH GILL)**  
**JUDGE**

**07.12.2022**  
*Mangal Singh*

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|----------------------------|--------|
| Whether reasoned/speaking? | Yes/No |
| Whether reportable?        | Yes/No |