

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**CRM-M-39087-2021**

DATE OF DECISION: MARCH 16, 2022

AMANDEEP SINGH & ANOTHER ...PETITIONERS

VERSUS

STATE OF PUNJAB ...RESPONDENT

**CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.**

PRESENT: MR. A.S. RAI, ADVOCATE FOR THE PETITIONERS.  
MR. RAMANDEEP SINGH SANDHU, SR.DAG, PUNJAB.

**MANOJ BAJAJ, J.(ORAL)**

Petitioners have filed this petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.0076 dated 28.6.2021, under Section 341, 323, 294, 506, 149 IPC (Section 308 IPC added later on), Police Station Sadar Raikot, District Ludhiana Rural, who are in custody since their arrest on 3.7.2021 and 12.8.2021, respectively.

The allegations contained in the FIR as noticed by the Addl. Sessions Judge, Ludhiana in the order dated 9.9.2021, are as under:-

*“As per prosecution case on 24.6.2021 at about 5.45 PM Jagtar Singh son of Sial Singh was sitting in Rajgarh Chowk, Joginder Singh son of Sadhu Singh., Hardev Singh and 2/4 persons were also sitting there. When he was about to go to his house then, Surinder Singh, Pargat Singh, Amandeep Singh, Harjit Singh, Sapanjot Singh, Ekjot Singh alongwith 2/3 unknown persons encircled him and asked him, why he used to abuse the Sarpanch who is son of their paternal uncle to which he replied that he never abused him. In the*

*mean time, they all attacked him. Amandeep Singh, Pargat Singh and Sapanjot Singh gave kick blows in his abdomen. Surinder Singh and Ekjot Singh caught hold him from his arm and dragged him and also pulled his hair. They, Joginder Singh son of Sadhu Singh intervened and saved him from their clutches. The above-said persons abused him and also gave him threats of his life. Thereafter, his family members took him to civil hospital, Raikot and from there he was referred to Rajindra Hospital, Patiala and he was operated.”*

Learned counsel for the petitioners has argued that in the alleged occurrence both sides had suffered injuries and investigation of the case is also complete, therefore, the further custody of the petitioners may not be necessary. He prays for bail.

On the other hand, learned State counsel assisted by ASI Gurmail Singh has stated that on 23.11.2021, the final report was filed before the Court of competent jurisdiction. He states that a cross-case was also registered through DDR No.31 dated 3.7.2021.

Considering the above background, nature of offences and the custodial period of the petitioners, further detention of the petitioners may not be necessary for any useful purpose, as the trial is likely to consume considerable time.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioners be released on regular bail in the above case, subject to their furnishing requisite

respective bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

March 16, 2022  
Gulati

**(MANOJ BAJAJ)**  
**JUDGE**

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No