

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-40714-2022 in/and
CRM-M-35820-2022 (O&M)
Date of Decision:- 30.11.2022

Ranjit Singh @ Raja

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Balbir Singh Jaswal, Advocate, for the petitioner.

Mr. Aman Dhir, DAG, Punjab,
assisted by ASI Gurpartap Singh.

GURVINDER SINGH GILL, J. (Oral)

CRM-40714-2022

In view of the reasons mentioned in the application, the same are allowed and the matter is preponed from 9.2.2023 and is taken on Board today itself.

CRM-M-35820-2022 (O&M)

1. The petitioner seeks grant of regular bail in respect of a case registered against him vide FIR No. 229, dated 9.9.2021, Police Station Chheharta, District Amritsar City, under Sections 323, 341, 148, 149 IPC (offences under Sections 308 and 506 IPC added later on) wherein the allegations are to the effect that the petitioner along with two other co-accused caused as many as 5 injuries to injured Varinder Singh. The petitioner is attributed an injury on the head with a 'slugger' which attracted an offence under Section 308 IPC.

2. Learned counsel for the petitioner submits that he has falsely been implicated in the present case and that the falsity would be evident from the fact that when the injured as well as his father/complainant were cross-examined by the accused they absolutely turned hostile. Learned counsel in this regard has referred to the cross-examination of the said witnesses annexed as Annexures P-3 and P-5.
3. Opposing the petition, learned State counsel submits that the petitioner being the main accused and having been named in the FIR is not entitled for concession of bail. It has however, been informed that the petitioner as on date has been behind bars since the last 1 year and 1 month and that the material PWs already stand examined who during the course of cross-examination have resiled perhaps having been won over by the accused.
4. This Court has considered the rival submissions.
5. Without commenting anything as regards the merits of the case but while noticing that the petitioner has been behind bars since the last 1 year and 1 month and is not involved in any other case except for a case under Prisons Act in which he has been acquitted, he deserves to be released on bail. The petition, as such, is accepted and the petitioner is ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

30.11.2022

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No