

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

**CRM-M-37400-2022
DECIDED ON: 29.08.2022**

MOHIT MASIH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Ashish Soi, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J. (ORAL)

This is a petition seeking regular bail in FIR No.104, dated 10.05.2022 (Annexure P-1), under Sections 365, 323, 148, 149 of the Indian Penal Code, 1860 (Section 308, 325 IPC added later on), registered at Police Station Division No.7, District Ludhiana.

Learned counsel for the petitioner contends that the petitioner was not named initially in the FIR but has been subsequently roped in on the basis of disclosure statement made by the father of the complainant. Learned counsel for the petitioner further contends that the multiple injuries caused to the complainant and his father are not attributed to the petitioner. He further contends that the petitioner is already behind bars for the last about 2 months and the cross-version also stands registered bearing DDR No.32 dated 13.05.2022, under Section 354B, 323, 34 of the Indian Penal Code, 1860.

On the other hand, learned State counsel on instructions from

ASI Prem Chand, submits that the petitioner is amongst 10-12 unidentified

persons but does not dispute that fact that the injuries received on the person of complainant and his father are not attributed to the petitioner.

In view of the facts and circumstances which have come forth during the course of hearing today, this Court is fully convinced that it is a fit case where the petitioner is not required to be kept in custody any further. No recovery is to be made from the petitioner and the conclusion of the trial is likely to take time, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the Duty/Illaqa Magistrate concerned.

29.08.2022

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(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>