

CRM-M-42210-2021

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

CRM-M-42210-2021

Date of decision: 03.02.2022

Gurmit Singh alias Guli

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ravi Kant Sharma, Advocate,
for the petitioner.

Mr. Davinder Bir Singh, DAG, Punjab.

Mr. Varun Goyal, Advocate,
for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.105 dated 01.09.2021, registered at Police Station Bhogpur, District Jalandhar, under Sections 323, 325, 308, 148 and 149 IPC.

Learned counsel for the petitioner contends that it is a case of version and cross-version and at the instance of the petitioner, a cross-case, as mentioned in para No.12 of the status report, under Sections 323 and 324 IPC was registered against complainant-Daljinder Singh; that the alleged occurrence took place on 28.08.2021, but the above-noted FIR was got registered on 01.09.2021 i.e. after a delay of 03 days; that injury on the head of Gagandeep Singh, with a *baton*, has been attributed to the

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petitioner, and that the petitioner has been in custody since 03.09.2021.

On the other hand, learned State counsel assisted by the learned counsel for the complainant, while opposing the submissions made by the learned counsel for the petitioner, submits that the injury attributed to the petitioner has been declared dangerous to life; that owing to the injuries suffered by Gagandeep Singh, he had to undergo head surgeries and the Doctor further advised him to undergo another surgery.

I have heard the learned counsel for the parties.

The challan stands presented. It is a case of version and cross-version. The petitioner has been in custody since 03.09.2021. The prosecution witnesses are yet to be examined. Trial is unlikely to conclude any time soon. Therefore, 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 present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

03.02.2022

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No