

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-40980-2022 (O&M)

Date of Decision: 13.09.2022

Vicky

....Petitioner(s)

Versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

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

Mr. Kunal Vinayak, AAG, Punjab.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No. 260 dated 01.11.2021, under Sections 324, 379, 323, 506, 148 and 149 IPC (Section 326 IPC added later on), registered at Police Station Hakima gate, District Amritsar City.

The learned counsel for the petitioner has submitted that the petitioner is in custody from 25.06.2022 and investigation of the case has been completed and thereafter, the challan has been presented. He submitted that it is a case where a fight had taken place between two parties at a shop due to non-opening of the shop and in fact the petitioner also received injuries in the present case. He further submitted that the petitioner is not involved in any other case and has got clean antecedents. He further submitted that a similarly situated co-accused who is at parity with the

petitioner namely Satyam @ Mattu has been granted bail by this Court vide Annexure P-4 in CRM-M-27583-2022 and therefore, he may be considered for the grant of regular bail,

On the other hand, Mr. Kunal Viyanak, learned Assistant Advocate General, Punjab has submitted that it is correct that the petitioner is in custody from 25.06.2022 and investigation of the case has been completed. He also submitted that it is correct that the petitioner is at parity with the aforesaid co-accused namely Satyam @ Mattu.

I have heard the learned counsel for the parties.

In view of the aforesaid facts and circumstances where the petitioner is stated to be at parity with the co-accused namely Satyam @ Mattu who has been granted bail by this Court vide Annexure P-4 and the fact that the petitioner is not involved in any other case and has got clean antecedents and the investigation of the case has been completed, this Court deems it fit and proper to grant regular bail to the petitioner.

Consequently, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

13.09.2022

rakesh

Whether speaking
Whether reportable

**(JASGURPREET SINGH PURI)
JUDGE**

: Yes/No
: Yes/No