

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-45035-2021 (O&M)
Date of decision: 08.02.2022

Gurumkh Singh @ Gora

... Petitioners

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. L.S. Sekhon, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.157 dated 02.10.2020 under Sections 307, 452, 323, 34 IPC, registered at Police Station Baghapurana, District Moga.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered on the statement of Gurinderjit Singh, he is a contractor and on 28.09.2020, he was at home, when petitioner Gurmukh Singh @ Gora armed with khanda and Pardeep Singh came on a motorcycle and entered his house and Pardeep Singh raised a lalkara to teach him lesson for doing the work of contractor. The petitioner gave a khanda blow, which hit on his left eye and he gave another blow on the ring finger of left hand. It is further submitted that

injuries were declared grievous, however, there is no opinion that same are dangerous to life and charge under Section 307 IPC was framed on 27.10.2021 on the premise that the petitioner has caused injuries with intention to kill.

Learned counsel has further submitted that the petitioner has volunteered to pay a compensation of Rs.20,000/- to the victim towards medical expenses without prejudice to his right of defence.

Learned State counsel has filed the custody certificate dated 07.02.2022 in the Court today and has submitted that the petitioner is in custody for the last 07 months and 27 days and till date, out of total 12 prosecution witnesses, none has been examined.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid submissions, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

This will, however, be subject to the condition that without prejudice to his right of defence, the petitioner will hand over a demand draft of Rs.20,000/- to the victim towards medical expenses.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

08.02.2022
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No