

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

**CRM-M No.47205 of 2021
Date of Decision: 30.08.2022**

Vassu

.....Petitioner.

Versus

State of Punjab

.....Respondent.

CORAM: *HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA*

Argued by:- Mr. Vijay Lath, Advocate for the petitioner.

Mr. Arun Gupta, AAG, Punjab.

MEENAKSHI I. MEHTA, J.

The petitioner herein has sought the relief of regular bail in the criminal case arisen out of the FIR bearing No.0088 dated 15.11.2020 registered at Police Station Naya Gaon, Tehsil Kharar, District S.A.S. Nagar (Mohali), under Section 302 read with Section 34 IPC, with the allegations that he, along-with his co-accused, had caused injuries to Rajvir Singh which proved fatal for him.

2. Learned State counsel has already submitted the custody-certificate of the petitioner in the Court and the same has been taken on the record.

3. I have heard learned counsel for the petitioner as well as learned State counsel in the present petition and have also perused the file carefully.

4. Learned counsel for the petitioner has contended that the petitioner is in custody in this case since 15.11.2020 and as is explicit from

the perusal of Annexures P-2, P-3 and P-4, i.e the copies of the testimonies of PW1 informant-Gursangat Singh, PW2 Lakhvir Singh, who is stated to be an eye-witness to the alleged occurrence as well as PW3 Gursewak Singh, who is claimed to be another material witness of the prosecution, they have turned hostile while appearing in the witness-box and have refused to support the version of the prosecution and moreover, as per the initial version set-forth at the time of the admission of victim Rajvir Singh in the hospital, he (victim) had suffered the injuries on account of having fallen down from the stairs and in these circumstances, the petitioner deserves the relief as prayed for in the instant petition.

5. Learned State counsel has not disputed the afore-referred factual position.

6. Keeping in view the above-discussed facts and circumstances as well as the fact that the trial of the case is likely to take sufficient time to conclude and without commenting or expressing any opinion on the merits of the case, the petitioner named Vassu is ordered to be released on regular bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

7. The instant petition stands allowed accordingly.

(MEENAKSHI I. MEHTA)
JUDGE

August 30, 2022
Yag Dutt

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>