

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

215

CRM-M-54006-2021 (O&M)

Date of Decision: 05.08.2022

Rahul Sahota

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. J.S.Ghuman, Advocate, for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab,
assisted by ASI Dilbagh Singh.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered against him vide FIR No.21 dated 01.03.2021 at Police Station Sadar Jalandhar, District Jalandhar, under Sections 323/324/148/149/506 IPC (Section 326 IPC added later on).
2. The allegations in nutshell are that the complainant Nikhil Dutt as well as his mother were caused injuries by the petitioner, who was accompanied by Sahil as well as other 8/9 persons. The petitioner is alleged to have inflicted a blow with some iron made article on the left wrist of complainant's mother. He is also alleged to have inflicted a blow with iron *khanda* on the complainant's hand, which is stated to have led to a fracture.
3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that in any case even if the allegations

as leveled in the FIR are taken to be correct, it is apparent that the injuries are alleged to have been inflicted on non-vital parts. It has further been submitted that the complainant as well as the accused are neighbours and that there could perhaps be possibility of some amicable settlement.

4. Opposing the petition, learned State counsel has submitted that since it is the petitioner, who has attributed the grievous injury, no case for grant of bail is made out. Learned State counsel has, however, informed that the petitioner as on date has been behind bars since the last about 8 months & 25 days and that he is not involved in any other case.
5. I have considered rival submissions addressed before this Court.
6. Without commenting anything as regards the merits of the case, but while noticing that the petitioner has been behind bars for a substantial period of more than 8 months and otherwise has a clean record, further detention of the petitioner will not serve any useful purpose as the conclusion of trial will take some time as only 3 PWs out of cited 23 PWs have been examined till date. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

05.08.2022

Vimal

**(GURVINDER SINGH GILL)
JUDGE**Whether speaking/reasoned: **Yes/No**Whether reportable: **Yes/No**