

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

**CRM-M-49952-2022
Date of Decision:16.12.2022**

KHUSH GILL

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR JUSTICE SANDEEP MOUDGIL

Present: Mr. Jitender Singh Dadwal, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J. (ORAL)

The jurisdiction of this Court under Section 439 Cr.P.C. has been invoked seeking regular bail to the petitioner in case FIR No. 0047, dated 21.04.2020, under Sections 307, 353, 186, 333, 188 IPC, 1860, registered at Police Station, Division No.4, Ludhiana.

Learned counsel for the petitioner has contended that the allegations levelled in the FIR does not appeal to ordinary prudence and same appears to be concocted. The alleged occurrence has taken place during the COVID 2019 situation at the time of patrolling duty of ASI Daman Kumar on PCR motorcycle apprising the people to stay inside their homes because of curfew. The allegation qua the petitioner is that when he was standing outside his house and asked by ASI Daman Kumar to stay inside the house, he threw a brick on him.

Learned State counsel has produced custody certificate which is taken on record. The petitioner is inside since 22.04.2021.

Keeping in view the totality of the facts and circumstances and the custody period of the petitioner. The petitioner is ordered to be released on regular bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned Chief Judicial Magistrate/Duty Magistrate concerned.

Ordered accordingly.

16th DECEMBER, 2022
pry

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No