

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

220

CRM-M-57062-2022

Date of Decision: 13.12.2022

Kulwinder Singh

... Petitioner

VS.

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. JS Khiva, Advocate for the petitioner
Mr. Aman Dhir, DAG Punjab

Sandeep Moudgil, J. (Oral)

(1) The petitioner has filed petition under Section 439 CrPC seeking regular bail in case FIR No.62 dated 13.07.2022 under Sections 307/341/324/323/148/149 IPC (Section 148/149 IPC deleted and Section 34 IPC added, later on), registered at Police Station Jhunir, District Mansa.

(2) Learned counsel for the petitioner asserts that the only injury attributed to the petitioner is by sword i.e. injury No.5 on the right side of the face which has been declared to be simple in nature, as per the MLR.

(3) Notice of motion.

(4) On the asking of the court, Mr. Aman Dhir, DAG Punjab accepts notice. He has filed custody certificate dated 12.12.2022 which is taken on record, according to which, the petitioner has undergone 3 months and 18 days of actual custody.

(5) Keeping in view the totality of the facts and circumstances and the fact that the injury No.5 has been declared to be simple in nature as per the MLR, and since the conclusion of the trial is likely to take time. No fruitful purpose would be served by keeping the petitioner behind the bars. Hence, this petition is allowed and the petitioner is directed to be released on regular bail on furnishing bail and surety bonds to the satisfaction of the trial Court/Illaq Magistrate, concerned.

13.12.2022

V.Vishal

(Sandeep Moudgil)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No