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IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

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CRM-M-174-2023

DECIDED ON: 20<sup>th</sup> MARCH, 2023

JAGJIT SINGH @ JAGGA @ LADDI

PETITIONER

VERSUS

STATE OF PUNJAB

RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Rishu Mahajan, Advocate  
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

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**SANDEEP MOUDGIL, J (ORAL)**

The jurisdiction of this Court under Section 439 of the Code of Criminal Procedure, 1973 has been invoked for grant of regular bail to the petitioner in case FIR No. 111, dated 26.06.2019, under Sections 302, 148 and 149 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Majitha, Amritsar.

Learned counsel for the petitioner submits that the allegation qua the petitioner is that he gave a datar blow on the left arm/hand to the brother of the complainant, which is on non-vital part and the said injury was declared simple in nature. He further submits that the investigation in the present case is complete and challan stands presented. The assertion is that 8 witnesses have been examined and none of them has supported the case of the prosecution and have been declared hostile.

Custody certificate of the petitioner filed by learned State

counsel is taken on record. According to custody certificate the petitioner has suffered incarceration for a period of 3 years 8 months and 11 days and is not involved in any other case of any nature.

Considering the afore-said facts and circumstances and the period so far undergone by the petitioner i.e. 3 years 8 months and 11 days added with the facts that the injury attributed to the petitioner has been declared simple in nature, which is on the non-vital part; challan stands presented wherein, conclusion of trial will take sufficient long time and nothing is to be recovered, this Court is of the considered view that no fruitful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

The petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

The present petition stands allowed in view of the afore-said terms.

However, it is made clear that anything stated hereinabove, shall not be construed as an expression of opinion on the merits of the case.

**(SANDEEP MOUDGIL)**  
**JUDGE**

**20<sup>th</sup> MARCH, 2023**

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|---------------------------------|----------|
| 1. Whether speaking/ reasoned : | Yes / No |
| 2. Whether reportable :         | Yes / No |