

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

CRM-M-7297 of 2023

Date of Decision: February 15, 2023

Manjit Kumar @ Bhapa

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Nishad Ahuja, Advocate and Mr. H.S. Oberoi,
Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

By way of this petition filed under Section 439 Cr.P.C, petitioner has prayed for grant of regular bail in case FIR No.32 dated 03.04.2022 registered under Sections 307, 323, 324, 326, 148 and 149 IPC at Police Station Jalandhar Cantt., District Jalandhar, Punjab.

It is contended that in the FIR lodged on the statement of Amit, the only role attributed to the petitioner is that he had hit his motor-cycle to injured – Sumit and then the co-accused caused injuries to him. However, on 18.04.2022, injured – Sumit made the statement attributing two injuries to the petitioner – Manjit Kumar @ Bhapa to have been caused with datar on his head and forehead.

It is contended further that injuries attracting Section 307 IPC is not attributed to the petitioner. Apart from this, co-accused Rajat alias Ghora, who is also attributed with grievous injury, has already been granted regular bail by a co-ordinate Bench of this Court vide order dated 19.12.2022 in CRM-M-58088 of 2022 (Annexure P.8). Another co-accused Himlaya @ Gautam has been allowed regular bail by this Court vide order dated 25.01.2023 in CRM-M-849 of 2023 (Annexure P.9).

One more co-accused, namely, Vishal has been allowed bail on 16.11.2022 in CRM-M-26539 of 2022 (Annexure P.10). As per the custody certificate placed on record by learned State Counsel, petitioner is in custody for the last 07 months and 07 days.

Considering the circumstances brought to the notice of the Court by the counsel for the petitioner, but without commenting anything on the merits of the case, the present petition is allowed. Petitioner is admitted to bail on his furnishing personal bail bonds and surety bonds to the satisfaction of learned Chief Judicial Magistrate/ Duty Magistrate concerned.

February 15, 2023

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**(DEEPAK GUPTA)
JUDGE**

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