

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

**CRM-M-9836-2023
DECIDED ON: 2nd MARCH, 2023**

JASHANDEEP SINGH

....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Amarjot Kaur, Advocate for
 Mr. B.S. Bhalla, Advocate
 for the petitioner.

SANDEEP MOUDGIL, J. (ORAL)

The jurisdiction of this Court under Section 439 Cr.P.C., has been invoked for the grant of regular bail to the petitioner in case FIR No. 91, dated 28.05.2022, under Sections 326, 324, 323, 341, 148 and 149 of the Indian Penal Code, 1860 (for short 'IPC') registered at Police Station Gharinda, District Amritsar Rural.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. It is asserted that there is an unexplained delay of 15 days in lodging the FIR and a cross-version case has also been registered at the instance of Manpreet Singh @ Manni, in which one Dilbagh Singh has suffered two grievous injuries.

The allegation against the petitioner is that he gave a datar blow directed towards the nose but it was landed on the back of his right hand.

Notice of motion.

On the asking of Court, Mr. Mohit Chaudhary, AAG, Punjab accepts notice on behalf of respondent-State of Punjab. Custody certificate of the petitioner filed by learned State counsel in Court today is taken on record, which depicts that the petitioner has already undergone the sentence for a period of 3 months and 13 days.

Without going into the merits of the case and considering the fact that there is a cross case registered vide rapat No. 36, dated 30.05.2022 apart from that no recovery is to be effected from the petitioner, challan stands presented wherein, the petitioner has undergone the sentence for a period of 3 months and 13 days, this Court is of the considered view that no useful purpose would be served by keeping the petitioner behind bars for an indefinite period.

The present petition is, therefore, allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

2nd MARCH, 2023

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**(SANDEEP MOUDGIL)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>