

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-11580-2022

Date of Decision: 17.5.2023

Bikram Singh @ Vikram Singh and others

....Petitioners

VERSUS

State of Punjab

....Respondent

**CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. Yogesh Goel, Advocate,  
Mr. Lakshay Goel, Advocate and  
Mr. Mayank Kalra, Advocate  
for the petitioners.

Mr. Sanish Girdhar, AAG, Punjab.  
Mr. Aman Kashyap, Advocate, for the complainant.

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**KARAMJIT SINGH, J.**

Prayer in the present petition under Section 439 of Code of Criminal Procedure is for grant of regular bail to the petitioners in case FIR No.52 dated 31.3.2021 registered for the offences punishable under Sections 307, 323, 506, 148, 149 IPC at Police Station Koom Kalan, District Ludhiana.

2. The allegations in nutshell are that the petitioners and their companions caused injuries to complainant-Nachhattar Singh, Surjit Singh and Tehal Singh with different weapons. The petitioners were named in the FIR and arrested during the investigation of this case.

3. Counsel for the petitioners submits that the petitioners are in custody for the last more than 1 year and 8 months and the trial is not progressing as another 21 witnesses remain to be examined on behalf of the prosecution. He further submits that there is also cross version, as per

which, the opposite party caused injuries to Kala Singh, Sukhdev Singh and

Piara Singh. It is further submitted that there are no specific allegations appearing on record against the petitioners and as such, no purpose is going to be served by detaining them for any longer period.

4. Present petition is opposed by the State counsel who submits that the petitioners were members of the unlawful assembly and they caused injuries to complainant-Nachhattar Singh, Tehal Singh and Surjit Singh with different weapons and all the petitioners are named in the FIR. However, the State counsel has not disputed the fact that the petitioners are in custody for the last more than 1 year and 8 months and it will take considerable time for the trial to conclude as 21 witnesses on behalf of the prosecution remain to be examined.

5. I have considered the submissions made by the counsel for the parties.

6. Undoubtedly, the petitioners were named in the FIR along with some other persons but no specific injury has been attributed to them. The petitioners are in custody for the last more than 1 year and 8 months and it will take time for conclusion of trial. So, no useful purpose is going to be served by detaining the petitioners in custody for any longer period.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioners are ordered to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

( KARAMJIT SINGH )  
JUDGE

May 17, 2023  
Paritosh Kumar