

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18356-2023
Date of Decision:-**30.05.2023**

ROMINS

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

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CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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Present:- Mr. C.S. Rana, Advocate
for the petitioner.

Mr. Hakam Singh, AAG, Punjab.

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KARAMJIT SINGH, J. (Oral)

1. Prayer is for grant of regular bail in case having FIR No.11 dated 18.1.2022 registered under Sections 307, 323, 148, 149, 427, 120-B and 188 IPC and Section 51 of Disaster Management Act, 2005 at Police Station Division No.8 District Ludhiana.
2. As per the allegations recorded in the FIR are that police received information regarding fight which took place between two groups on 17.1.2022 at about 11 pm as a result of which Gurpreet Singh @ Kali and Gurkirat Singh belonging to the group of present petitioner and

Shan Singh and Aman Kumar belonging to the other party sustained injuries at the time of said occurrence. The petitioner was arrested during the investigation of the present case.

3. The counsel for the petitioner *inter alia* contends that the petitioner has been falsely implicated in the present case and is incarcerated for the last more than 9 months and the present case involves version as well as cross-version and the aggressor party will be adjudicated during the trial and that the trial is at initial stage. So prayer is made that the petitioner be released on bail.
4. The instant petition is resisted by the State counsel, who submits that the petitioner caused injuries on the person of Shan Singh with the help of sword. However, the State counsel has not disputed the fact that there is also cross-version as per which opposite party caused injuries to members of the group of the present petitioner and further that the petitioner is in custody for the last 9 months and that trial is yet to commence.
5. I have considered the submissions made by counsel for the parties.
6. Admittedly the case involves version as well as cross-version. In the FIR, no specific injury has been attributed to the present petitioner, who is in custody for the last more than 9 months and the trial is at the initial stage and the aggressor party will be determined only during trial. In the given circumstances, it will take considerable time for the trial to terminate, so no fruitful purpose is going to be served by prolonging judicial custody of the petitioner for indefinite period.

7. Thus, without commenting on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/CJM/Duty Magistrate concerned.

30.05.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No