

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

CRM-M-28366-2023

Decided on:-08.06.2023

Pankaj Kumar and another

....Petitioners..

VS.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Saurav Bhatia, Advocate,
for the petitioners.

Mr. Amit Shukla, AAG, Punjab.

HARKESH MANUJA J.

1. By way of present petition filed under Section 439 CrPC, prayer has been made for grant of regular bail in case FIR No.97 dated 07.11.2022, under Sections 452, 324, 323, 341, 34 IPC (Sections 307 and 201 IPC added later on), registered at Police Station Behram, District Shaheed Bhagat Singh Nagar.

2. As per the allegations in the FIR, the petitioners inflicted injuries upon the person of complainant-Rajni Bains, besides one Kamaljit Singh.

3. Learned counsel for the petitioners submits that the investigation in the present case already stands concluded followed by filing of challan and the petitioners have already suffered incarceration for a period of 04 months now and thus, prays for grant of concession of regular bail.

4. On the other hand, prayer made herein has been vehemently opposed by learned State counsel while submitting that the petitioners

inflicted multiple injuries upon the person of Kamaljit Singh and thus, prays for dismissal of present petition.

5. I have heard learned counsel for the parties and gone through the paper-book. I find substance in the submissions made on behalf of petitioners.

6. In the present case, the petitioners have already suffered incarceration for a period of 4 months and the investigation already stands concluded with the filing of challan. Further from the record, it appears that the injuries corresponding to Section 307 IPC given to Kamaljit Singh have been attributed to one Ballar @ Navi Kumar whereas injuries inflicted by the petitioners have been declared as simple in nature as per MLR and thus, I do not see any justified reason to extend their incarceration any further.

7. Without commenting upon merits of the present petition, the same is allowed. Petitioners are ordered to be released on bail subject to their furnishing of adequate bail bonds/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

08.06.2023
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(HARKESH MANUJA)
JUDGE

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