

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

**CRM-M-30114-2022
DECIDED ON: 31.01.2023**

GURMUKH SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Hitesh Chopra, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

Mr. Raghav Saini, Advocate
for the complainant.

SANDEEP MOUDGIL, J (ORAL)

Prayer in the present petition is for grant of regular bail to the petitioner in FIR No.131, dated 10.12.2021 (Annexure P-1), under Sections 307, 148, 149, 379 of the IPC and Sections 25/27 of the Arms Act, 1959, registered at Police Station Bhikhiwind, District Tarn Taran.

Learned counsel for the petitioner contends that the sole injury i.e. injury No.2, attributed to the petitioner is on the thumb of the complainant, which is not dangerous to life in any manner and, therefore, the petitioner cannot be held liable for commissioning of an offence under Section 307 IPC.

On the other hand, learned State counsel has produced the custody certificate of the petitioner today in Court, which is taken on record. According to the custody certificate, the petitioner is behind bars for the last 1 year, 1 month and 17 days. He does not controvert the above said fact with

regard to the injury attributed to the petitioner.

In the light of the aforesaid fact and considering the custody period i.e. 1 year, 1 month and 17 days and also the fact that the petitioner is not involved in any other case and the conclusion of the trial will take long time, therefore, the petitioner is ordered to be released on regular bail subject to his furnishing personal/surety bonds to the satisfaction to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

The present petition is, therefore, allowed.

(SANDEEP MOUDGIL)
JUDGE

31.01.2023

Poonam Negi

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