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2023:PHHC:100374

IN THE HIGH COURT OF PUNJAB & HARYANA

AT CHANDIGARH

CRM-M-37139-2023

Date of decision: 4th August, 2023

Pawanpreet Singh

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. J.S. Dhaliwal, Advocate for the petitioner.
Mr. Sandeep Kumar, Deputy Advocate General, Punjab.

AVNEESH JHINGAN, J (Oral):

1. The present petition has been filed under Section 439 of Cr.P.C. seeking regular bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
169	8 th July, 2022	City Malout, District Sri Muktsar Sahib, Punjab	324, 323 read with Section 34 of IPC, 1860 (section 326 IPC added later on)

2. The brief facts are that FIR was registered at the instance of Harmandeep Singh, he stated that on 14th June, 2022, while he was going alongwith Jashanpreet on a motorcycle, he stopped motorcycle on the way and started talking with Shallu. In the meantime, Jashan brother of Shallu and Pawanpreet Singh-petitioner came there and there was an altercation. The role attributed to the petitioner was that he gave a kappa blow on the head of the complainant.

3. Learned counsel for the petitioner submits that petitioner is in custody since 1st November, 2022, material witnesses are examined.

He further submits that co-accused has been granted bail and petitioner is not involved in any other case.

4. Learned State counsel opposes the prayer for grant of regular bail and on instructions from HC Sandeep Kumar fairly submits that complainant and his father have been examined.
5. Without commenting upon the merits of the case, having conspectus of the facts that though the investigation is complete conclusion of trial is likely to take time, petitioner has no criminal antecedents and material witnesses have been examined, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.
6. The petition is allowed.
7. Since the main case has been allowed, pending application if any is rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

4th August, 2023
Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |