

2023:PHHC:162912

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM M-39488 of 2023
Date of Decision: 19.12.2023

Jagtar Singh ...Petitioner
Vs.
The State of Punjab ...Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Abhishek Khullar, Advocate for
Mr. J.S. Jaidka, Advocate for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant a regular bail in case FIR No.122 dated 14.11.2022 registered under Sections 323, 341, 506 and 34 IPC (Sections 307 and 325 IPC added later on) at Police Station Sandaur, District Malerkotla.

2. Learned counsel for the petitioner contends that the petitioner is a Government official in the Office of District Social Welfare Officer, Sangrur and due to this, he has been falsely involved in the present case. He further contends that the petitioner was not present at the place of the occurrence and was present at the place of his duty. To substantiate his plea, learned counsel for the petitioner

has referred to the official record (Annexure P-2) in this regard. He further contends that no specific injury has been attributed to the present petitioner. He next contends that similarly placed co-accused Avtar Singh @ Kaka has been granted the concession of bail by this Court vide order dated 18.12.2023 passed in CRM M-43481-2021.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by the learned counsel for the petitioner on the ground that the petitioner is involved in a serious crime and does not deserve the concession of bail.

4. I have heard learned counsel for the parties and perused the record.

5. The petitioner was arrested in the present case on 29.06.2023 and is in custody since then. Similarly placed co-accused Avtar Singh @ Kaka has already been granted the concession of bail by this Court vide order dated 18.12.2023. Thus, no purpose will be served by keeping the petitioner behind the bars.

6. In view of the above, without commenting any further on the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned.

19.12.2023

(N.S.SHEKHAWAT)

amit rana

JUDGE

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