

S. No.234

2023:PHHC:130764

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

CRM-M-47391 of 2023

Date of Decision:09.10.2023

Jasmeet Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. K.S. Hissowal, Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 439 Cr.P.C., petitioner has prayed for grant of regular bail in case FIR No.440 dated 23.10.2022 registered under Sections 341, 323, 324, 506, 148, 149, 120-B IPC (Section 326 IPC added later on) at Police Station Sohana, District SAS Nagar.

Reply by way of affidavit of Shri Harsimran Singh Bal, PPS, Deputy Superintendent of Police, City-2, SAS Nagar has been filed along with the custody certificate.

It is contended by learned counsel for the petitioner that co-accused Gurjot Basaati and Harshpreet Singh @ Harsh Bains have already been granted the benefit of anticipatory bail vide orders dated 17.07.2023 and 04.08.2023 in CRM-M-29016 of 2023 and CRM-M-37984 of 2023 respectively.

Learned counsel for the petitioner further contends that the only role attributed to the petitioner is to have inflicted kirpan blow on the shoulder of the complainant.

Learned State Counsel concedes that the only role attributed to the petitioner is on the shoulder of the complainant and that the injury as per the MLR has been found to be simple in nature.

As per custody certificate placed on record, petitioner is in custody for the last 01 month and 18 days. He has no criminal antecedents.

Having regard to the aforesaid facts and circumstances and on the basis of parity, but without commenting anything on the merits of the case, present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/ Duty Magistrate concerned.

October 09, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No