

CRM-M-52237-2022

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

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Date of Decision:-20.01.2023

Lovepreet Singh alias Labhu

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Amanpreet Singh, Advocate for the petitioner.

Mr. Sarabjit Singh Cheema, DAG, Punjab.

ALOK JAIN, J. (Oral)

Prayer is for grant of regular bail in case FIR No.56 dated 17.05.2022, under Sections 354-B, 323, 34, 201 of IPC, 1860, registered at Police Station Sadar Kotkapura, District Faridkot.

Learned counsel for the petitioner has submitted that the only role attributed to the petitioner in the FIR is that he picked up the pebbles and threw it towards the victim, which hit her on her right leg near the ankle.

Learned State counsel has submitted that the challan has been presented on 10.10.2022 but the charges are yet to be framed. He further submits that in the statement under Section 164 Cr.P.C., the victim has

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named the petitioner and has leveled specific allegations against him.

Learned counsel for the petitioner submits that the same amounts to improvement in the FIR and as per the allegations of the FIR, the injury attributed is simple in nature.

Accordingly since the investigation stands completed. The veracity of allegations would be evaluated by the trial Court, and therefore, without commending anything on the merits of the case, especially in light of the fact that the petitioner is in custody since 30.09.2022, the present petition is allowed the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate.

Since the petitioner is residing in the near vicinity of the complainant/prosecutrix, is imposed with the condition that he shall not tamper with the evidence or adduce any threat to the complainant/prosecutrix directly or through any person to influence them. In case, it is found reported, the State is at liberty to file an application for cancellation of bail.

(ALOK JAIN)
JUDGE

20.01.2023

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Whether speaking/reasoned:-	Yes/No
Whether Reportable:-	Yes/No