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**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH****CRM-M-50675-2023****Date of Decision: 06.12.2023**Jobanjit Singh @ Prince @  
Bhichi

...Petitioner

vs.

State of Punjab

...Respondent

**Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present : Mr. Sandeep Arora, Advocate  
for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

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**N.S.Shekhawat J. (Oral)**

1. On the oral request made by learned counsel for the petitioner, the offence under Section 379-B(2) of IPC is ordered to be added in the head note as well as in the prayer clause of the present petition.

2. Learned counsel for the petitioner is directed to carry out the necessary correction in the Court itself.

3. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail to him in case FIR No.197 dated 30.06.2023 registered under Sections 323, 324, 336, 379-B, 148, 149 and 379-B(2) of IPC and Sections 25, 27 of Arms Act, 1959 at Police Station Division B, Amritsar.

4. The FIR in the present case was registered on the basis of the statement made by Gurpreet Singh. As per the complainant, at about 9.30 p.m. on 29.06.2023, the complainant and his brother Nirmal Singh were present at

the spot and in the meantime, Prince @ Bhichi and his 10 /12 companions came to the shop and they slapped his younger brother and dragged him from the shop. When the complainant stopped them, Prince @ Bhichi started beating his brother and attacked him with a *Kirch*. His brother also suffered an injury with a *Kirch* on his left shoulder and his back. Even Prince @ Bhichi had attacked the complainant also with a *Kirch* on the right side of his head. After that, he stabbed on complainant's neck and he fell down. After causing them injuries, Prince @ Bhichi and other unknown persons fled from the spot. While leaving, they also snatched his mobile phone OPPO A-55 and one unidentified person also fired in the air. With these broad allegations, the FIR in the present case was got registered by the complainant.

5. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case and the allegations levelled by the complainant have been exaggerated. As per him, Gurpreet Singh/complainant had suffered simple injuries and the recovery has also been effected from the present petitioner. Learned counsel further contends that the allegations with regard to snatching of mobile phone and firing the bullets in the air have been levelled only to make the offence grave. As per him, after conclusion of the investigation, the final report under Section 173 Cr.P.C. has already been presented before the competent Court and the conclusion of the trial may take quite a long time.

6. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner.

7. I have heard the learned counsel for the parties and perused the record.
8. It is not in dispute that the petitioner is in custody for the last about 05 months and the injuries suffered by the complainant have been declared to be simple in nature. Apart from that, the investigation has already been completed and further custody of the petitioner will not serve any meaningful purpose.
9. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

06.12.2023  
hemlata

(N.S.SHEKHAWAT)  
JUDGE

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