

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

229

CRM-M No.2612 of 2024
Date of Decision: 23.01.2024

RAHULPetitioner

Vs
STATE OF PUNJABRespondent

CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA*

Present: Mr. S.K. Choudhary, Advocate
for the petitioner.

Mr. Gurlal Singh Dhillon, Asstt. A.G., Punjab.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case bearing FIR No.62 of 30.06.2023 registered under Sections 307, 326, 341, 324, 323, 148, 149 IPC at Police Station Division No.1, Pathankot.
2. Learned counsel for the petitioner submits that the petitioner has been implicated for having given injuries upon the face and nose of the complainant with the handle of *Datar*.
3. The prayer made on behalf of the petitioner has been opposed by learned State counsel while submitting that antecedents of petitioner and his involvement in one more case under Section 307 IPC though the petitioner is already on bail and facing trial.

4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made by learned counsel for the petitioner.
5. In the present case, undisputedly the injuries attributed to the petitioner though on the face and nose of the petitioner has been held to be simple in nature as per medical opinion; investigation already stands concluded with the filing of challan followed by framing of charges; petitioner is already behind the bars for a period of 06 months and 22 days and the trial is likely to take some time in its adjudication. Moreover, the co-accused namely Love @ Love Kumar has already been granted concession of regular bail vide order dated 11.01.2024 passed in CRM-M No.105 of 2024.
6. Considering the fact that the petitioner has already suffered incarceration for a period of 06 months and 22 days, I do not find any justification to extend the incarceration of the petitioner.
7. Accordingly, without expressing any opinion 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 adequate bail bonds and surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.

January 23, 2024
Atik

(HARKESH MANUJA)
JUDGE

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