

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3475-2024
DECIDED ON: 30.01.2024

GHULLA @ AVINASH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Varinder Basa, Advocate
for the petitioner.

Mr. Gurbir Singh Dhillon, AAG Haryana.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 439 Cr.P.C., seeking regular bail to the petitioner in FIR No.304, dated 13.11.2023, under Sections 307, 148, 149 of IPC, 1860 and Section 25 and 27 of Arms Act, 1959 (Section 201 of IPC added later on), registered at Police Station Civil Lines Batala, District Batala, Gurdaspur, Punjab.

Learned counsel for the petitioner submits that the petitioner has been nominated as an accused on the statement of Robin, though has not been attributed any injury whatsoever. He further submits that investigation is still going on.

Learned State counsel has filed the custody certificate of the petitioner, which is taken on record. He could not controvert the fact that role attributed to the petitioner is limited to carrying a datar, but has not given any injury to the victim. As per the custody certificate produced by learned State counsel, the petitioner has suffered incarceration of 2 months and 16 days, wherein the investigation is

pending, it would not be appropriate to release the petitioner at this stage on regular bail.

To await the framing of charges, learned counsel for the petitioner prays for withdrawal of the present petition at this stage.

Prayer is accepted.

Dismissed as withdrawn at this stage.

30.01.2024

Meenu

(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>