

221 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4788-2024

Date of Decision:07.02.2024

Jashan Singh alias Jassi alias Jashandeep Singh ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon'ble Mr. Justice N.S. Shekhawat

Present : Mr. Vishal K. Lamba, Advocate with
Ms. Trnum Preet Kaur, Advocate and
Mr. H.S.Deol, Advocate
for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. 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.96 dated 19.07.2023 registered under Sections 307, 323, 324, 148, 149 of IPC, at Police Station City-I, Mansa District Mansa.

2. Learned counsel for the petitioner contends that even though, the petitioner has been named in the FIR as one of the assailants, but he has been shown empty handed and has not been attributed any specific role. Learned counsel further contends that the petitioner was arrested in the present case on 12.10.2023 and is in custody for the last about 04 months. He further contends that the petitioner is a young boy, aged about 22 years and after passing his 10+2, he is preparing for ILETS examination. He is also a student of final year of his graduation.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner.
4. I have heard learned counsel for the parties and perused the record.
5. In the present case, the petitioner was arrested on 12.10.2023. Even though, serious allegations have been levelled against co-accused of the petitioner, however, it has been shown that the petitioner was simply standing at the place of occurrence and was empty handed. Even no specific injury has been attributed to him and his case is clearly distinguishable from the case of his co-accused. Moreover, he is a first offender.
6. 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.

07.02.2024
hemlata

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No