

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8352-2024
Date of Decision:28.02.2024

Shanker ...Petitioner

vs.

State of Punjab ...Respondent

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

Present : Mr. Gagandeep Singh Virk, Advocate for
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail to him in case FIR No. 145 dated 26.11.2023, registered under Sections 326,506,148,149 of IPC, Police Station Sarabha Nagar, District Ludhiana.
2. Learned counsel for the petitioner contends that the FIR in the present case was registered on the basis of the statement made by Harvinder Singh, complainant after a delay of 14 days. Learned counsel next contends that the no specific role/injury has been attributed to the present petitioner. He next contends that the petitioner was arrested in the present case on 28.11.2023 and is in custody for the last about 03 months. The final report under Section 173 Cr.P.C has already been presented against the present petitioner. The petitioner is a national champion and was working as a coach in a school and belongs to respectable family.

3. On the other hand learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the serious allegations have been levelled against the present petitioner and does not deserve the concession of bail.
4. I have heard the learned counsel for the parties and perused the record carefully.
5. The petitioner was arrested in the present case on 28.11.2023 and is in custody since then. Apart from that, the challan under Section 173 Cr.P.C has already been presented against the present petitioner and the trial Court may take considerable time in concluding the trial and no purpose would be served by sending the petitioner behind the bars.
6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

28.02.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

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