

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9420-2024
Date of Decision:28.02.2024

Gurjinder Singh ...Petitioner

vs.

State of Punjab ...Respondent

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

Present : Mr. Manjit Singh Uppal, 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. 96 dated 19.07.2023, registered under Sections 307,323,324,148,149 of IPC, Police Station City-1, Mansa District Mansa.
2. Learned counsel for the petitioner contends that the petitioner was not named in the FIR and has been nominated as an accused on the basis of the supplementary statement made by the complainant. Even as per the said statement, the petitioner had given a blow with basebal bat on the head of the Armaan and the said injury has been declared to be simple in nature. He next contends that the petitioner was arrested in the present case on 24.08.2023 and is in custody since then. The final report under Section 173 Cr.P.C has already been presented against him. Similarly placed co-accused namely Jashandeep Singh @ Jassu and Jashan Singh @ Jassi @ Jashandeep Singh have already been granted the concession of bail by this Court vide order dated 18.01.2024

and 07.02.2024 respectively (Annexures P-9 and P-10).

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 the petitioner is not entitled for the concession of regular 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 24.08.2023 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. Even, the injury which is attributed is simple in nature. Apart from that, similarly placed co-accused namely Jashandeep Singh @ Jassu and Jashan Singh @ Jassi @ Jashandeep Singh have already been granted the concession of bail by this Court vide order dated 18.01.2024 and 07.02.2024 respectively (Annexures P-9 and P-10).

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