

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 14433 of 2024 (O&M)
Date of Decision: 01.04.2024

Gurdeep Singh @ Taaru

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Manmohan Singh Walia, Advocate
for the petitioner.

Mr. Kewal Singh, Additional Advocate General, Punjab

HARKESH MANUJA, J. (ORAL)

The petitioner, by way of present petition filed under Section 439 Cr.P.C., seeks grant of regular bail pending trial in case bearing FIR No.58 dated 07.11.2023, under Sections 307 / 341 / 323 / 324 / 148 / 149 of the Indian Penal Code, 1860, registered at Police Station Cheema, District Sangrur, wherein he has been implicated of having given injury upon the head of complainant.

[2] Learned State Counsel vehemently opposes the prayer for grant of regular bail to the petitioner, while submitting that the allegations were levelled in the FIR wherein the injuries were inflicted with *sword*.

[3] I have heard learned counsel for the parties and gone through the paper-book. I find substance in the submissions made on behalf of the petitioner.

[4] As per the information provided by learned State Counsel, all the injuries upon the person of complainant, which has been allegedly attributed to the petitioner, have been declared simple in nature on the opinion rendered by the Medical Officer, Civil Hospital, Sunam.

[5] In the present case, the investigation already stands concluded with the filing of challan; the petitioner is already behind the bars since 14.11.2023, i.e. for the last about four and half months and the conclusion of trial may take some time. Moreover, under somewhat similar circumstances, one of the co-accused, namely, Lachman Singh, has already been granted the concession of regular bail by this Court vide order dated 26.02.2024 passed in CRM-M-9167-2024, titled “*Lachman Singh Versus State of Punjab*”. Considering the aforesaid facts, I do not find any justification to extend the incarceration of the petitioner.

[6] In view of the above, but without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is **allowed** and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the Trial Court / Illaqa Magistrate / Duty Magistrate concerned.

[7] It is made clear that this order may not be construed as an expression of opinion on the merits of the case.

April 01, 2024

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(HARKESH MANUJA)

JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No