



CRM-M No. 22334 of 2024 2024:PHHC:065076

IN THE HIGH COURT OF PUNJAB AND HARYANA, AT CHANDIGARH
232 CRM-M No. 22334 of 2024Date of decision : May 9th, 2024

Kuldeep Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present:- Ms. Neetu Singh Aashat, Advocate
for the petitioner.

Mr. Amit Rana, Senior DAG., Punjab.

Manjari Nehru Kaul, J (oral).

1. Petitioner is seeking the concession of bail under Section 439 of the Code of Criminal Procedure, 1973 in case FIR No. 269 dated 8.11.2023 under Sections 307, 323, 324, 148, 149 of the IPC registered at Police Station Model Town, District Hoshiarpur.
2. Learned counsel for the petitioner inter alia contends that it is a case of version and cross-version. The petitioner has been in custody since 09.11.2023. Learned counsel for the petitioner submits that in the alleged occurrence both the sides had received injuries at the hands of each other and were medico legally examined soon thereafter.
3. Learned counsel has drawn attention of this Court to the allegations levelled in the FIR and has submitted that the petitioner allegedly inflicted datar blow from its reverse side on the forehead of the brother of complainant, which injury was opined to be simple in nature.
4. Per contra, learned State counsel while opposing the prayer and submissions made by the counsel opposite, has not disputed the factual aspects of



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the role attributed to the petitioner and also that the injury attributed to the petitioner was opined to be simple in nature.

5. On a pointed query, learned State counsel has also not disputed that investigation in the case in hand is complete as challan also stands presented. He has controverted the submissions made by learned counsel for the petitioner that charges have been framed. He, on instructions informs the Court that the next date of hearing before the trial court is 22.05.2024 when charges are likely to be framed. It has also not been disputed by the learned State counsel that the petitioner is not involved in any other criminal case.

6. I have heard learned counsel for the parties and perused the material placed on record.

7. The petitioner has been in custody since 09.11.2023; the prosecution has cited 17 witnesses. Since charges have not been framed the possibility of the trial concluding in the near future looks bleak.

8. In the facts and circumstances as enumerated hereinabove and the nature of injury attributed to the petitioner, this Court deems it fit to extend the concession of bail to the petitioner. The instant petition is allowed. The petitioner be admitted to bail to the satisfaction of the trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

May 9th, 2024
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No