

**CRM-M-32116-2024****-1-****221****IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-32116-2024**

Date of Decision:- 22.10.2024.

Suraj @ Jhotta @ Kahlon

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTIPresent:- Ms. Divya Gulati, Advocate
for the petitioner.

Mr. Kewal Singh, Addl. A.G., Punjab.

AMARJOT BHATTI, J. (Oral)

1. The petitioner – Suraj @ Jhotta @ Kahlon has filed the instant petition under Section 439 Cr.P.C. for grant of regular bail in FIR No. 0197 dated 30.06.2023 under Sections 323, 324, 336, 379-B(2), 148, 149 of IPC and Section 25/27/54/59 of Arms Act, 1959, registered at Police Station “B” Division, District Amritsar.

2. As per facts of the case, Gurpreet Singh complainant gave his statement to the police that he is running chicken stall on the road in front of Novelty Sweets. He and his younger brother Nirmal Singh came to Mandir Wala Bazar on motorcycle Splendor bearing No.PB-02-AV-4238 and they were eating outside Bazar Gurnam Nagar when Prince alias Bhichi came along with 10-12 unknown persons and gave slaps to his

**CRM-M-32116-2024****-2-**

younger brother. The complainant tried to stop Prince alias Bhichi. On this, he took out *kirch* from his dub and gave *kirch* blows on his person. Other boys gave him fist blows and kick blows. Many people gathered there and on this all the assailants left the spot.

3. Learned counsel for the petitioner argued that petitioner is falsely implicated in this case. Specific role is attributed to Prince alias Bhichi. He was arrested by the police on 15.12.2023. Challan is also presented. Trial of this case may take some time. Main accused Jobanjit Singh alias Prince alias Bhichi has been granted bail vide order dated 06.12.2023 (Annexure P-3). He will abide by the terms of bail order. Therefore, his regular bail petition may be allowed.

4. Bail application is opposed by learned counsel representing the State. Status report is filed, which is taken on record. It is confirmed that present petitioner was formally arrested on 13.12.2023. He was named on the disclosure statement of co-accused. He is involved in three other cases as detailed in para No.14 of the status report. Therefore, he is not entitled to be released on bail.

5. I have considered the arguments and have gone through the record carefully. Facts narrated in the FIR indicate that it was Prince alias Bhichi who attributed *kirch* blows on the person of complainant and he has been granted regular bail vide order dated 06.12.2023 (Annexure P-3). So far as present petitioner is concerned, he is behind the bars for the last more than 09 months. Trial of this case is likely to take some time. No purpose would be served by keeping him behind the bars for indefinite time period. Therefore, without going on the merits of the case, regular bail petition filed by petitioner – Suraj @ Jhotta @ Kahlon is allowed. He

CRM-M-32116-2024

-3-

is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge concerned.

22.10.2024

Sunil Devi

(AMARJOT BHATTI)

JUDGE

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