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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-54562-2024**Date of Decision: 08.11.2024**

Sandeep Kumar @ Sandeep @ Kanchchu

...Petitioner

VS.

State of U.T., Chandigarh and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Aanand Kumar Maurya, Advocate
for the petitioner.Mr. Manish Bansal, P.P. for U.T. Chandigarh and
Mr. Shubham Mangla, Advocate.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of the BNSS, 2023 with a prayer to grant a regular bail in case FIR No.157 dated 15.08.2024 registered under Sections 191(1), 191(2), 191(3), 126(2) and 115(2) of BNS (Sections 109 and 351(2), (3) of BNS added later on) at Police Station Sector 31, Chandigarh.

2. Learned counsel for the petitioner contends that the petitioner had no concern with the allegations levelled by the complainant in the present case. Even he was not named in the FIR nor any incriminating evidence could be collected against him during the course of investigation. He further contends that the petitioner was arrested in the present case on 18.08.2024 and is in custody since then. Apart from that, both the injured have already discharged from the hospital and are hale and hearty. Learned counsel further contends that similarly placed co-accused, namely, Mansa has already been granted the



concession of bail by this Court vide order dated 07.11.2024 passed in CRM-M-54243-2024. No purpose will be served by keeping him behind the bars.

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 injury No. 1 suffered by Kuldeep injured has been declared to be dangerous to life. He further contends that the petitioner had actively participated in the commission of the crime and sufficient evidence has been found against him.

4. I have heard the rival submissions made by learned counsel for the parties and perused the record.

5. In the present case, the FIR was initially registered against the unknown persons, but during the course of investigation, the involvement of the petitioner was also found by the police. Now the petitioner is in custody since 18.08.2024. Both the injured in the present case have already been discharged from the hospital and the investigation is almost complete against the petitioner. Thus, no purpose will be served by detaining the petitioner behind the bars.

6. In view of the above, without commenting any further on the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned.

(N.S.SHEKHAWAT)
JUDGE

08.11.2024.
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No