

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

240

CRM-M-59587 of 2023
Date of Decision: 18.01.2024

Jashjandeep Singh @ Jassu ...Petitioner
Versus
State of Punjab ... Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Himmat Singh Deol, Advocate, for the petitioner.
Mr. Mohit Chaudhary, AAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant a regular bail in case FIR No.96 dated 19.07.2023 registered under Sections 307, 323, 324, 148 and 149 of IPC at Police Station City-I, Mansa, District Mansa.
2. Learned counsel for the petitioner contends that the petitioner was not named in the FIR, which was registered on 19.07.2023. After the registration of the FIR, first supplementary statement of Gurpal Singh complainant was recorded on 24.08.2023 and the petitioner was again not named as one of the person, who had caused injury to the injured. However, another supplementary statement was recorded on 27.08.2023 (Annexure P-5) and the petitioner was also named on the basis of the suspicion. Surprisingly, the name of the petitioner was involved on an alleged inquiry conducted by the complainant at his own level. As per the learned counsel, even in the said statement, it has been alleged that the present

petitioner had caused an injury with bamboo stick on the left knee of Arman Parocha, injured. However, as per the medical record, the said injury has been declared to be simple in nature. The petitioner was arrested on 27.08.2023 and the final report under Section 173 Cr.P.C. has already been presented.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by the learned counsel for the petitioner on the ground that there are serious allegations against the petitioner and the petitioner is not entitled for the concession of regular bail.

4. I have heard learned counsel for the parties and perused the record.

5. From the record, it is apparent that the petitioner is in custody for the last more than 04 months and the challan has already been presented by the police. Even, the injury which is attributed is simple in nature.

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.

18.01.2024
amit rana

(N.S.SHEKHAWAT)
JUDGE

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