

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARHCRM-M-64736 of 2023 (O&M)
Date of Decision: 04.04.2024

Karandeep @ Kannu @ Karan Wadali

...Petitioner

Versus

State of Punjab

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Umesh Aggarwal, Advocate
For the petitioner.

Mr. J.S. Dhaliwal, AAG Punjab.

KARAMJIT SINGH, J.

1. The present petition has been filed by the petitioner seeking grant of regular bail in criminal case having FIR No. 134 dated 03.07.2023, registered under Sections 307, 324, 323, 341, 506, 148 and 149 IPC at Police Station Chheharta, District Police Commissionerate Amritsar.

2. As per allegations police received information regarding admission of injured Raja Singh in a hospital and then police officials recorded the statement of complainant Vikas with regard to the occurrence which took place on 02.07.2023 and consequently FIR was registered against petitioner Karan Wadali @ Karandeep and 03 unknown persons. Lateron petitioner was arrested in this case on 06.07.2023 and he also disclosed the name of co-accused Ankush, who was also lateron arrested by the police.

3. The counsel for the petitioner submits that the petitioner is falsely implicated in the present case and as per the status report dated 09.01.2024 filed by the State, petitioner was armed with sickle and he

caused simple injuries to Raja Singh and Vikas. The counsel for the petitioner further submits that aforesaid sickle is stated to have been recovered by the police during investigation of the case. It is further submitted that co-accused Ankush is already given concession of regular bail by this Court vide order dated 20.02.2024 in CRM-M- 60816 of 2023. It is further submitted that the injury covered under Section 307 IPC is not attributed to the petitioner and it will take time for the trial to conclude.

4. The present petition is resisted by the State counsel who submits that the petitioner is the main accused who attacked complainant Vikas and Raja Singh and caused injuries to them with the help of sickle. However, the State counsel has not disputed the fact that petitioner is in custody since 06.07.2023 and that only simple injuries are attributed to the petitioner and recovery of weapon used by the petitioner is already effected. The State counsel also apprised the court that the trial has commenced but it will take time for its completion and that co-accused Ankush is already enlarged on bail by this Court.

5. I have considered the submissions made by counsel for the parties.

6. Only simple injuries caused with sickle are attributed to the petitioner who is in custody since 06.07.2023. As has been admitted by the State counsel main injury under Section 307 IPC is not attributed to the petitioner. The recoveries are already effected in this case and on completion of investigation challan stands presented but the trial is at its initial stage. In the given circumstances, no useful purpose will be served by keeping the petitioner in custody for any longer period.

7. In light of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing of bail bonds and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

04.04.2024
Jiten

(KARAMJIT SINGH)
JUDGE

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