



CRM-M-56403-2024

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

**CRM-M-56403-2024 (O&M)
Date of decision : 17.1.2025**

Rinku alias Baljit Singh

... Petitioner

VERSUS

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Jaskirat Singh Dhaliwal, Advocate with
Mr. M.S.Rai, Advocate,
for the petitioner.

Mr. Jasjeet Singh Dhaliwal, AAG, Punjab

KARAMJIT SINGH, J. (Oral)

Prayer in the present petition is for grant of regular bail to the petitioner in case having FIR No.35 dated 18.3.2024 registered under Sections 324, 323, 148, 149, 506 IPC (Sections 325, 326 IPC added later on) at Police Station Lambi, District Sri Muktsar Sahib.

2. The allegations in nutshell are that the present petitioner and his companions caused injuries to complainant-Baljinder Singh with the help of different weapons on 16.3.2024. As per record, the petitioner, who was armed with an iron rod, caused grievous injury on the left eye of the complainant. During investigation, the petitioner was arrested.

3. Counsel appearing on behalf of the petitioner, *inter alia*, submits that the petitioner is falsely implicated in the present case and that the ocular version given in the FIR is not corroborating the medical record;



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that as per FIR, present petitioner caused injury below left eye of the complainant with iron rod while as per medico legal report, said injury was caused above the left eye of the complainant. It is further submitted that the petitioner is in custody for the last more than 5 months and the trial is at its initial stage and it will take time for the trial to conclude and thus, no fruitful purpose is going to be served by keeping the petitioner in custody for any longer period.

4. Present petition is resisted by the State counsel who submits that the petitioner was member of unlawful assembly and he caused grievous injury just above left eye of the complainant with iron rod. However, the State counsel has not disputed the fact that the petitioner is in custody for the last more than 5 months and that now the trial is fixed for framing of charges.

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

6. Grievous Injury alleged to be caused by the petitioner with blunt weapon attracts provisions of Section 325 IPC. The petitioner, who was arrested during investigation of the case, is incarcerated for the last more than 5 months. Admittedly, trial will commence only after framing of charges and thus, it will take time for the trial to terminate. In the given circumstances, further detention of the petitioner in judicial custody will not serve any purpose.

7. In view 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 regular bail subject to his furnishing bail bonds/surety bonds to



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the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

**(KARAMJIT SINGH)
JUDGE**

January 17, 2025
Paritosh Kumar

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