

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

Crl.Misc.No.M-20271 of 2015(O&M)

Date of Decision : 13.07.2015

Manpreet Singh @ Money

....Petitioner

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr. Harish Goyal, Advocate for the petitioner
Mr. P.J.S.Hundal, AAG, Punjab

MAHESH GROVER, J.

The petitioner prays for grant of regular bail in terms of Section 439 Cr.P.C in case FIR no. 13 dated 10.2.2015 registered under Sections 307, 353, 186, 323, 148, 149 IPC and Sections 25, 27, 54, 59 of Arms Act at Police Station Sekhwan, District Batala(Gurdaspur).

The allegations are specifically against two persons namely Surjan Singh s/o Karam Singh r/o Rampur PS Sekhawan and Kali s/o Bashir Masih r/o Balmik Mohalla Kadian who are alleged to have attempted to speed away when confronted by a police party. They allegedly open fire injuring one DSP who also fired in self defence.

Learned counsel for the petitioner contends that he is neither named in the FIR nor any role has been attributed to him. This fact is not controverted by the respondents on instructions from ASI Narjit Singh. However, it is stated that the petitioner on an earlier occasion was involved in a case of kidnapping alongwith these two persons. It is however, not disputed that in the present occurrence, the petitioner has not been attributed any role. Petitioner is in custody since 16.2.2015.

Having regard to the aforesaid facts when no role has been attributed to the petitioner in the present occurrence and also noticing the fact that he is in custody since 16.2.2105, instant petition is accepted. It is directed that the petitioner be released on bail in terms of Section 439 Cr.P.C. Bail to the satisfaction of the learned Trial Court.

Nothing said herein shall be construed to be an expression on the merits of the instant case as well as on the another case where the petitioner has been implicated.

July 13, 2015
rekha

(Mahesh Grover)
Judge