

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

**Crl.Misc.No.M-20648 of 2015(O&M)**

**Date of Decision : 09.07.2015**

Kuldeep Singh

....Petitioners

Versus

State of Punjab

...Respondent

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER**

Present : Mr. D.S.Pheruman, 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. 71 dated 8.8.2014 registered under Sections 302, 307, 148, 149 IPC and Sections 25, 27, 54, 59 Arms Act at Police Station, Rangar Nangal, District Gurdaspur.

The allegations against the petitioner are that he was armed with datar but no specific role or injury has been attributed to him. The facts would indicate a free fight between the petitioner and the complainant. In the present FIR, two persons from the complainants' side are said to have died on account of gun shot injuries regarding which cross version has also been recorded.

Learned counsel for the petitioner contends that the petitioner is in custody since 30.8.2014 and the challan has already been submitted.

Learned State counsel has opposed the bail application on the ground of serious nature of allegations where two persons lost their lives.

On due consideration of the matter and noticing the fact that petitioner was merely armed with datar but not used and no specific injury

has been attributed to him and he is in custody since 30.8.2014 and challan has also been submitted, 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 learned Trial Court.

Nothing said herein shall be construed to be an expression on the merits of the case.

July 09, 2015  
rekha

**(Mahesh Grover)**  
**Judge**