

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

**Crl. Misc. No.M-31298 of 2015**

Date of Decision: 24.09.2015

Sher Singh

....Petitioner

Versus

State of Punjab

....Respondent

**BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY**

Present:- Mr. Fariad Singh Virk, Advocate  
for the petitioner.

Ms. Ritu Punj, Addl. A.G., Punjab  
for the respondent-State.

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**DAYA CHAUDHARY, J. (ORAL)**

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.122 dated 24.10.2014 registered under Sections 307, 148, 149 IPC and Sections 25 and 27 of the Arms Act and also under Sections 302/348 IPC, which were added later on at Police Station Islamabad, District Amritsar.

Learned counsel for the petitioner submits that as per allegations in the FIR, the petitioner has been shown to be armed with *revolver* and no specific injury has been attributed to him. No injury has been caused to the deceased by the petitioner. Learned counsel further submits that initially, the FIR was registered under Sections 307/148/149 IPC and also under the Arms Act but later on, offences under Section 302/348 IPC were added. Learned counsel also submits that the petitioner is in custody since 24.10.2014 and the injured, to whom the petitioner caused injury, has not supported the case of the prosecution. He further

submits that on the same set of allegations, co-accused of the petitioner, namely, Ninder Singh @ Gurmit Singh has been released on regular bail on 06.07.2015. Learned counsel also submits that out of total 29 witnesses, only 14 witnesses have been examined and the trial will take long time to conclude.

Learned counsel for the respondent-State, on instructions from ASI Lakhwinder Singh, has not disputed the stage of the trial and role of the petitioner but opposes his bail on the ground of seriousness of offence.

In view of the submissions made by learned counsel for the petitioner and also the fact that the present petitioner caused injury to one Gurcharan Singh but he has not supported the case of the prosecution; the petitioner is in custody since 24.10.2014 and his co-accused, namely, Ninder Singh @ Gurmit Singh has also been released on bail; only 14 witnesses have been examined and trial will take long time to conclude, the present petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

24.09.2015  
gurpreet

(DAYA CHAUDHARY)  
JUDGE