

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No. M-39821 of 2015

Date of Decision: 04.12.2015

Gurdeep Singh @ Gurjit @ Mundi

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. C.K. Singla, Advocate
for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

Mr. K.S. Sidhu, Advocate
for the complainant.

HARI PAL VERMA J.(Oral)

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.9 dated 13.2.2015 under Sections 302/148/149/120-B of the Indian Penal Code, 1860 and Sections 25/27/54/59 of the Arms Act, 1959 registered at Police Station Phul, District Bathinda.

Learned counsel for the petitioner contends that no specific role has been attributed to the petitioner and he is in custody since 11.10.2015. The victim Gurvir Singh @ Goldi died because of the pistol shot and the said injury has been attributed to the main accused Lakhvir Singh @ Lakha Sidhana.

Learned counsel for the complainant submits that the petitioner was present at the time of occurrence and he was instrumental in execution of the offence.

Learned State counsel, on instructions from ASI Dharam Singh, submits that earlier, the petitioner was declared as proclaimed offender vide order dated 24.4.2015, however, thereafter, he has been arrested and is in custody since 11.10.2015.

Heard.

No injury is attributed to the petitioner and the occurrence has taken place when process of filing of nomination for the Nagar Panchayat elections was in progress and presence of the petitioner at the place of nomination was natural. The petitioner is in custody since 11.10.2015, since supplementary challan has already been presented before the concerned Court. Further, this Court, in similar circumstances, in CRM-M-22260-2015 '*Gurpreet Singh @ Beera v. State of Punjab*' and CRM-M-29405-2015 '*Satnam Singh @ Satti @ Overseer v. State of Punjab*' has granted regular bail to other co-accused.

In view of the above, the present petition is allowed and the petitioner is admitted on regular bail subject to his furnishing of bail bonds/surety bonds to the satisfaction of the trial Court.

However, it is made clear that the observations made here-in-above shall not be construed as any expression on the merits of the case.

December 04, 2015
AK

(HARI PAL VERMA)
JUDGE