

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M No.43696 of 2014

Date of Decision:06.02.2015

Gurjinder Singh @ Gora

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MEHINDER SINGH SULLAR.

**Present: Mr.Sant Pal Singh Sidhu, Advocate,
for the petitioner.**

**Mr.Jaspreet Singh Sekhon, Assistant Advocate General,
Punjab, for the respondent-State.**

**Mr.A.S.Brar, Advocate,
for the complainant.**

MEHINDER SINGH SULLAR, J.(oral)

The petitioner has preferred the instant petition for the grant of concession of regular bail, in a case registered against him along with his other co-accused, namely, Mohinder Singh, Amrik Singh, Inderjit Singh @ Soni, Kala Singh, Harwinder Singh @ Mujhar, Tarsem Singh, Ram Sarup and others, vide FIR No.146 dated 25.09.2014, on accusation of having committed the offences punishable under Sections 307, 392, 326, 325, 323, 148, 149, 506, 120-B IPC and Section 25 of The Arms Act, by the police of Police Station Kot Isse Khan, District Moga.

2. Notice of the petition was issued to the State.

3. After hearing the learned counsel for the parties, going through the record with their valuable help and considering the entire

matter deeply, to my mind, the present petition for regular bail deserves to be accepted in this context.

4. What cannot possibly be disputed here is that, the petitioner was stated to have caused injury with baseball along with his other co-accused with their respective weapons to complainant-Gurmeet Singh son of Sohan Singh. No specific/particular injury is attributed to him in the FIR.

5. Moreover, the petitioner was arrested in this case on 01.10.2014. Since then he is in judicial custody and no useful purpose would be served to further detain him in jail. There is no history of his previous involvement in any other criminal case. Since, even charges have not yet been framed against the accused, so, the conclusion of trial will naturally take a long time.

6. Not only that, Mohinder Singh, Amrik Singh, Inderjit Singh @ Soni, Kala Singh, Harwinder Singh @ Mujhar, Tarsem Singh and Ram Sarup, similarly situated co-accused of the petitioner, were granted the concession of anticipatory bail, by means of orders dated 16.12.2014 & 18.11.2014 in CRM-M Nos.38128, 39907, 42126 and 36848 of 2014, respectively, by this Court. Therefore, I see no reason not to extend the benefit of regular bail to the present petitioner as well under the similar set of circumstances.

7. In the light of aforesaid reasons, taking into consideration the peculiar facts & the special circumstances, emanating from the record, as discussed here-in-above and without commenting further anything on merits, lest it may prejudice the case of either side during the course of

trial of the main case, the instant petition for regular bail is hereby accepted. The petitioner is ordered to be released on bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court.

Needless to mention that, nothing observed here-in-above, would reflect, on merits in the trial of the main case, in any manner, as the same has been so recorded for a limited purpose of deciding the present petition for regular bail.

February 06, 2015
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(**MEHINDER SINGH SULLAR**)
JUDGE