

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-7496 of 2015(O&M)

Date of Decision: 30.3.2015

Rajwinder Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. A.P.S. Rehan, Advocate for the petitioner.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the instant petition filed under Section 439 Cr.P.C praying for grant of regular bail to the petitioner in case F.I.R. No.53 dated 16.6.2012 under Sections 302, 307, 323, 336, 148, 149 I.P.C and sections 25 and 27 of Arms Act registered at Police Station, Ghuman Kalan, District Gurdaspur.

Learned counsel for the parties have been heard.

Deceased in the present case is Harjinder Singh. The date of alleged occurrence is 16.6.2012. Main accused in the present case is Jagjit Singh, who had allegedly fired with a .32 bore revolver and which hit Harjinder Singh deceased on the left side of chest. In so far as the present petitioner is concerned, even as per prosecution version he was stated to be armed with a stick.

Learned State counsel has very fairly conceded that co-accused Gurdev Singh, who was also stated to be armed with stick and against whom identical allegations were levelled, has been granted the benefit of regular bail by this Court vide order dated 23.12.2014 in CRM No. M-11142 of 2014.

That apart, it may be noticed that trial in the present case is still at the initial stage inasmuch as out of 29 prosecution witnesses only one has been examined till date. Petitioner has been in custody since 28.9.2012.

In an overview of the matter, the petitioner is held entitled to the benefit of regular bail. Petition, accordingly, is allowed.

Bail to the satisfaction of Trial Court/C.J.M., Gurdaspur.

(TEJINDER SINGH DHINDSA)
JUDGE

March 30, 2015

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