

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

CRM-M No. 25348 of 2016
Date of decision : September 19, 2016

Iqbal Singh

..... Petitioner

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Veneet Sharma, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG Punjab

Mr. Vaibhav Narang, Advocate
for Mr. AK Vermani, Advocate
for the complainant.

Ajay Tewari, J (Oral)

The petitioner seeks grant of regular bail in cross case-DDR
No.26, dated 12.12.2014, registered under Sections 302, 307, 324, 452,
427, 148, 149 of the IPC, and Sections 25, 27 of the Arms Act in case
FIR No.261, dated 12.12.2014, registered under Sections 302, 307, 324,
452, 427, 148, 149 of the IPC and Sections 25/27 of the Arms Act, at

Police Station Lopoke, Amritsar Rural, District Amritsar.

As per the allegations, the petitioner had fired a shot towards Nawab Singh but Narinder Singh came in the middle and was hit and died.

Counsel for the petitioner has argued that till date neither the petitioner owns .315 bore rifle and even though in a subsequent case, some recovery of .315 bore rifle was shown from the petitioner, it has not been established that the bullet which killed Narinder Singh came from that weapon. As per him, actually the main FIR has been lodged for the murder of Narinder Singh by the opposite party and this line has been added only to create the defence.

Counsel for the complainant, as well as learned Addl. AG Punjab have argued that the petitioner has two cases under Section 174A of the IPC pending against him and is also involved in two other death cases, as per the details mentioned in the custody certificate, and consequently is not entitled to the concession of bail.

Without commenting upon the merits of the case, and keeping in view the nature of allegations and the period of custody already suffered by the petitioner, I do not deem it appropriate to deny the concession of regular bail to the petitioner.

Bail to the satisfaction of the trial Court. However,

keeping in view his propensity to jump bail, the trial Court would be justified in insisting on heavy surety while releasing the petitioner on bail.

Petition stands disposed of.

September 19, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No