

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

**CRM-M No.2902 of 2016 (O&M)
Date of Decision: 11.02.2016**

Raghbir Singh Mohi

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. ADS Jattana, Advocate for the petitioner.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Bahadur Ram.

JASWANT SINGH, J. (Oral)

Prayer is for grant of regular bail under Section 439 Cr.P.C. to the petitioner in case FIR No.108 dated 02.12.2015 for the offences punishable under Sections 452, 506, IPC (Section 307, IPC deleted) and Sections 27/54/59 of the Arms Act, registered with Police Station Banur, District Patiala (**Annexure P-1**).

As per the allegations, on demanding of the outstanding amount towards supply of goods by the Kiryana Shop owner, the petitioner is alleged to have put a *Revolver* on the head of the complainant and fired it. Luckily, it did not fire.

It is submitted that the petitioner is in custody since 02.12.2015.

Learned Counsel for the petitioner contends that the case is triable by a Magistrate and the petitioner has already undergone 70 days of incarceration. Over and above, he has already made the payment to the complainant and the matter has been compromised.

Learned State Counsel, assisted by ASI Bahadur Ram, submits that the manner of committing the offence disentitles the claim for bail, at this stage.

At this stage, learned Counsel for the petitioner/accused wishes to withdraw the present petition.

Dismissed as withdrawn.

February 11, 2016

Gagan

**(JASWANT SINGH)
JUDGE**