

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

CRM-M-32061-2016

Date of Decision: September 15, 2016

Harvinder Singh @ Binda

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Balram Singh, Advocate,
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

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M.M.S. BEDI, J (Oral)

The petitioner seeks the concession of regular bail in a case registered at the instance of Inspector Inderjit Singh alleging that at 5:30 in the morning on 20.06.2016, a Qualis car was signaled to stop, but the driver accelerated the vehicle and as a result of which, it got uncontrolled and got struck in the fields. Six occupants of the car had tried to run and fired at the police party, but they were overpowered by the police. Pistols, cartridges and contraband were allegedly recovered from the

occupants of the vehicle. So far as the petitioner is concerned, one 12 bore pistol was recovered from him along with one cartridge. No intoxicating substance was recovered from the petitioner.

The case of the prosecution is that herion was recovered from the co-accused of the petitioner.

Learned counsel for the State has vehemently contested the application contending that the petitioner is involved in two more criminal cases, in which he was required to be arrested.

It will be pre-mature to express any opinion regarding the said case to be a motive for implication of the petitioner or a motive of the petitioner to fire at the police party.

With the assistance of learned counsel for the State, I have gone through the police file.

The petitioner has been in custody w.e.f. 20.06.2016.

Without expression of any opinion on merits, taking into consideration the fact that it is a case of no injury to any of the members of police party, the petitioner can be granted the concession of bail.

In view of the above, the petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail

bonds/surety bonds to the satisfaction of the Illaqa
Magistrate/Chief Judicial Magistrate, Jalandhar.

(M.M.S. BEDI)
JUDGE

September 15, 2016
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Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No