

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

Sr. No.209

CRM No.M-32887 of 2016

DECIDED ON: October 26, 2016

BALJINDER SINGH @ WADDA

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. G.B.S. Dhillon, Advocate,
for the petitioner.

Mr. P.S. Paul, DAG, Punjab,
for respondent-State.

JASPAL SINGH, J. (ORAL)

By virtue of instant petition preferred under Section 439 Cr.P.C., petitioner Baljinder Singh @ Wadda has sought bail in case FIR No. 230, dated September 04, 2015, under Sections 307, 148 & 149 IPC (under Sections 302, 452, 450, 323, 324 IPC added later on) and Section 25 & 27 of Arms Act, 1959, registered at Police Station Sultanwind, District Amritsar, during the pendency of trial.

Concededly, the petitioner is neither named in the FIR nor any specific injury has been attributed to him. The only allegation qua the petitioner which emerges from the police record is that he handed over the rifle belonging to his brother to co-accused Aman. He is not directly concerned with the occurrence in question. However, it is also an

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undisputed fact that an application for discharge of the petitioner in the instant case has already been prepared by the Investigating Agency. On the similar allegations, petitioner has also been implicated in four other FIRs and all the cases registered against the petitioner. Applications for his discharge have already been moved. Moreover, in similar case bearing FIR No.219, dated August 27, 2015, under Sections 307, 506, 148 read with Section 149 of IPC and Sections 25 & 27 of Arms Act, 1959, registered at Police Station Sultanwind, Amritsar, petitioner has already been granted the concession of bail vide order dated October 17, 2016 passing in “*CRM No.M-32693 of 2016*” captioned as “*Baljinder Singh @ Wadda Vs. State of Punjab*”.

Taking into consideration the above facts of the case, instant petition is allowed. Petitioner is ordered to be released on bail at the satisfaction of trial court/Duty Magistrate.

However, any observation made in this order shall have no bears on the merits of the main case.

October 26, 2016

Avin/Ankur

**(JASPAL SINGH)
JUDGE**

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No