

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37093-2016

Date of decision: October 27, 2016.

Major Singh @ Mejar Singh

... **Petitioner**

v.

State of Punjab

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri R.S. Bajaj, Advocate for the petitioner.

Ms. Rajni Gupta, Additional Advocate General, Punjab.

A.B. Chaudhari, J. (Oral):

The petitioner was arrested on 20.9.2014 and is in custody since then. Perused the allegations in the FIR. The only allegation against the petitioner is that he was standing near the spot where the crime took place and was encouraging Jang Singh to fire the shot. Learned Counsel for the State has vehemently opposed the application for the grant of bail on the ground that six persons were injured in the shots which were fired. In my opinion, so far as petitioner Major Singh is concerned, undoubtedly, as per the allegations, he has encouraged he firing of shots. But then, shots were fired by someone else by the gun. In that view of the matter, particularly when challan has already been filed against the petitioner, further detention of the petitioner in the absence of any other offence reported against him, would not be necessary. Hence, plea for bail is accepted. In that view of the matter, the petition is allowed and the petitioner is ordered to be released on bail to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

[**A.B. Chaudhari**]
Judge

October 27, 2016.

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No