

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

(211)

CRM-M-42882-2015

Decided on: February 10, 2016.

Gulab Ram

.... Petitioner

Versus

State of Punjab

..... Respondent

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

Present: Mr. Iqbal S. Mann, Advocate, for the petitioner.

Mr. Jashan Preet Singh, AAG, Punjab.

Mr. Tajinder Pal Singh Makkar, Advocate, for the complainant.

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

Petitioner seeks concession of regular bail being in custody w.e.f. 23.09.2015.

Learned counsel for the petitioner has submitted that the petitioner was not challaned and was not named in the FIR.

Learned counsel for the complainant has intervened to oppose application for bail contending that the petitioner though is named as Gulab Ram but in the FIR he has been described as person wearing pink shirt. PW-1 Karam Singh while appearing as a witness has stated that the petitioner had accompanied Sohan Singh and other accused at the time when Manpreet Singh gave a 'kirch' blow on the person of Angrej Singh and Sohan Singh strangled him.

I have heard learned counsel for the petitioner, learned State counsel and learned counsel for the complainant and gone through the record.

As per the allegations of the complainant eye witness, the petitioner has not been attributed any injury on the person of the deceased as he is attributed a 'lalkara'.

Since challan was not presented against him by the State and his name was not even mentioned in column No.2, the dual version regarding his culpability has already cropped-up.

Without expression of any opinion on merits of the case and role of the petitioner, he can be granted concession of bail, at this stage.

Petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

(M.M.S. BEDI)
JUDGE

February 10, 2016
harsha