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

**CRM-M-4395-2016 (O&M)
Date of decision : 30.03.2016**

Kulwant Singh Petitioner

VERSUS

State of Punjab Respondent

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

Present: Mr. N.S. Dadwal, Advocate for the petitioner.

Mr. Jashanpreet Singh, AAG, Punjab.

Mr. Liaqat Ali, Advocate for the complainant.

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

Petitioner seeks the concession of regular bail in a case registered at the instance of Gurdeep Singh alleging that the petitioner had fired shots hitting the neck of the complainant besides hitting Narottam Kumar on his right hand with another shot fired.

Counsel for the petitioner has submitted that Narottam Kumar injured has turned hostile. The petitioner appears to be a landlord who allegedly wanted to get shop vacated from the complainant. Counsel for the petitioner has vehemently contended that the petitioner had to fire to protect

himself and that he should be granted the concession of bail as the plea of self-defence is available to him.

I have heard learned counsel for the petitioner. It will be premature for this Court to enter into the niceties of the trial at this stage to form an opinion that the petitioner fired in self-defence or it is a case where the petitioner has exceeded self-defence. The petitioner has been in custody w.e.f. January 4, 2015. Striking a balance between the constitutional right of the petitioner of liberty and the right of investigating agency to secure the presence of accused during the trial and at the time of final stage and also taking into consideration that the dispute appears to be between landlord and tenant, this petition is disposed of with a direction that trial Court shall make earnest endeavor to conclude the recording of entire prosecution evidence within a period of two months from the next date of hearing. In case the entire prosecution evidence is not concluded within a period of two months after the next date of hearing, it will be open to the petitioner to approach this Court again for grant of bail.

March 30, 2016
Ramandeep Singh

(M.M.S. BEDI)
JUDGE