

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

**CRM-M No.5212 of 2016 (O&M)
Date of Decision: 18.02.2016**

Jaspal Singh @ Jasi

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. A.D.S.Sukhija, Advocate for the petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Daljit Singh.

JASWANT SINGH, J. (Oral)

Present petition is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused in case FIR No.16 dated 05.02.2015, under Sections 307, 34, IPC (Section 341, IPC added later on) and Sections 25/54/59 of the Arms Act, registered with Police Station Nurpur Bedi, District Ropar (**Annexure P-1**).

As per the allegations, the petitioner/accused-Jaspal Singh @ Jasi along with his co-accused/non-applicants Dilpreet Singh and Jagroop Singh came in a Swift Car and fired two shots with a country made pistol. The complainant-Bachittar Singh is alleged to have suffered three injuries i.e. two on the left arm and one on the left flank.

It is contended that no recovery of any Gun was effected from the petitioner. It is only co-accused Dilpreet Singh from whom the recovery of a Gun has been made.

The petitioner is stated to be in custody since 17.04.2015 and after submission of the challan, only 01 out of cited 14 prosecution witnesses

has been examined. It is further submitted that the complainant himself is a life convict in a murder case.

Learned State Counsel, assisted by ASI Daljit Singh, concedes regarding the custody period and the stage of the trial.

Without commenting on the merits of the case, keeping in view the role attributed to the petitioner, custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

February 18, 2016

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**(JASWANT SINGH)
JUDGE**