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

CRM-M-9433-2016
Date of decision : 30.03.2016

Gurjant Singh Petitioner

VERSUS

State of Punjab Respondent

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

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

Mr. Jashanpreet Singh, AAG, Punjab.

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

Petitioner seeks the concession of regular bail in a case registered at the instance of Saudagar Singh alleging that on 11.11.2015, the petitioner alongwith four other co-accused armed with guns and rifles came on tractor and opened fired on the complainant causing injuries to him. The petitioner allegedly fired in the air and also towards the complainant. The complainant allegedly received a pellet injury on the upper side of the right eye and was found to be bleeding when examined in the Civil Hospital.

Counsel for the petitioner has submitted that the wife of the petitioner is the Chairman of Municipal Committee and

that the complainant has got dispute regarding canal with his brothers. Complainant has involved the petitioner in the present case because of the mis-conceived notion that the petitioner has been helping the brothers of the complainant.

With the assistance of learned State counsel and ASI-Gurmeet Singh, I have gone through the police file. A perusal of the police file indicates that though empty cartridge is shown to have been recovered, no pallet is alleged to have been recovered from the spot. It will certainly be a debatable issue whether the injury on the eye-brow is a fire arm injury. Without expression of any opinion on merits, it is sufficient to observe that the petitioner has been in custody w.ef. 04.01.2016. Challan has been already been presented. No useful purpose would be served by keeping the petitioner in custody during the entire period of trial.

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

March 30, 2016
Ramandeep Singh

(M.M.S. BEDI)
JUDGE