

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

**CRM-M No. 9508 of 2016 (O&M)
Date of Decision: 31.03.2016**

Ranjit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Harpreet S. Rakhra, Advocate
for the petitioner.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by HC Mohan Singh.

Mr. P.S. Ahluwalia, Advocate
for the complainant.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 439 of the Code of Criminal Procedure, is for grant of regular bail on behalf of the petitioner-accused-Ranjit Singh in case FIR No. 90, dated 13.07.2015, for offences punishable under Sections 307, 148, 149 of the Indian Penal Code and Sections 25/27/54/59 of Arms Act, registered at Police Station Bullowal, District Hoshiarpur.

As per allegations of the complainant-Harpreet Singh, at around 2.30 p.m. On 13.07.2015, he had gone to the shop of Gurpreet Singh to make purchases, when the petitioner-accused-Ranjit Singh accompanied by six other co-accused persons, namely, Charanjit Singh, Dupinder Singh, Tanvir Singh, Narinder Nehru, Jaswant Singh Gandhi and Boota, arrived there and stated giving beatings to him. The petitioner-accused is alleged to

have fired three shots from his licenced *revolver*, resulting into bullet injuries on the neck, below left shoulder joint and right foot of the complainant.

It is contended that there is a cross version of the occurrence recorded vide Rapat No. 7, dated 14.07.2015 (**Annexure P-2**), for offences punishable under Sections 324, 307, 342, 506, 148, 149 of the Indian Penal Code and Sections 25/27/54/59 of Arms Act. For the cross version, the petitioner accompanied by his brother Charanjit Singh and others had gone to rescue Dupinder Singh son of Charanjit Singh, kept confined by the complainant party in the shop of Gurpreet Singh. The accused party comprising the petitioner-accused and co-accused-Dupinder Singh and Charanjit Singh, have also received injuries, as per MLR annexed as **Annexure P-3 (Colly)**. There is a previous grudge between the parties stated to be genesis of the occurrence on the said day. It is next contended that the petitioner is in custody since 25.07.2015 and the evidence of the prosecution is at the initial stage. It is also submitted that co-accused-Charanjit Singh (brother of petitioner) has been granted bail by this Court vide order dated 04.03.2016 (**Anneuxre P-7**).

Learned counsel for the complainant points out that two sons of a local DSP have been arrayed as accused, resulting into lodging of a cross-case by manipulating self inflicted injuries as per opinion of the Board of Doctors. Another petition bearing CRM-M No. 31421 of 2015 filed by the complainant (Harpreet Singh) seeking transfer of the investigations on these very grounds is stated to be pending. That apart, it is submitted that all the material witnesses are yet to be examined and keeping in view the nature and gravity of the offence, the complainant would not be safe, if bail

is granted to the principal accused-Ranjit Singh.

Learned State Counsel, assisted by HC Mohan Singh, does not dispute the custody period and the fact that all the material witnesses are yet to be examined. The bail granted to co-accused-Charanjit Singh is admitted, but is distinguishable keeping in view the different role attributed to both the accused.

Without commenting on the merits of the case, keeping in view the nature and gravity of the allegations against the petitioner-accused and the fact that all the material witnesses are yet to be examined, no case for grant of regular bail to the petitioner is made out.

Accordingly, the present petition stands dismissed.

March 31, 2016

'dk kamra'

(JASWANT SINGH)
JUDGE