

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

**Criminal Misc. No. M-15492 of 2017
Date of Decision:-26.09.2017**

Lakhjit Singh @ Kala

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present:- Mr. Karan Bhardwaj, Advocate
for the petitioner.

Mr. H.S. Grewal, Additional A.G., Punjab.

Mr. Amaninder Preet, Advocate
for the complainant.

FATEH DEEP SINGH J.(Oral)

The allegations against the petitioner Lakhjit Singh @ Kala in this regular bail application under Section 439 Cr.P.C. in FIR No.263 dated 21.12.2014, under Sections 307, 336, 506, 120-B, 148, 149 IPC and Section 25, 27, 54, 59 of the Arms Act, Police Station City Kotkapura, are that on 21.12.2014 while the complainant was sitting at a shop, a Santro car colour silver which was being driven by petitioner Lakhjit Singh @ Kala came, in which other accused Banti Deora was sitting on front seat and one motor cycle Pulsar on which Lavi Deora son of Banti Deora and Bhashan @ Tola Shatar came and stopped near the shop and Bunty Deora asked his son Lavi

Deora and Bhashan @ Tola that complainant should not be spared. Upon this, Lavi Deora and Bhola Shooter fired three shots on the complainant with the pistols they were holding in their hands, which hit on his right side of the stomach, left thigh and right arm, leading to registration of the present FIR.

Learned counsel for the petitioner contends that the petitioner is behind the bars since 11.1.2017 and that as per FIR, no specific role has been attributed to the petitioner and that it is only a case of professional rivalry and it is a case of alibi that at the relevant point of time the petitioner was not present at the spot rather he was attending some ceremony far off from the place of occurrence.

Bail application has been vehemently opposed by learned State counsel as well as by learned counsel for the complainant on the ground that it is a case where gangsters have assaulted the complainant side with deadly weapons and the complainant by running towards his house saved himself and that the petitioner had earlier declared proclaimed offender and subsequently arrested.

Appreciating the submissions and in the light of what has been placed on record, it is much more evident that it is a case of inter gangster rivalry in the State of Punjab and such a scenario needs to be dealt with heavy hands. The fact that three shots have been fired hitting the complainant, itself depicts the intention of the accused side. The State counsel also points out that the petitioner had absconded from the spot and apprehend later and if he is granted bail then there is every likelihood of his

fleeing from the trial and to hamper the trial by pressuring the witnesses.

Therefore, in light of the same, the present petition stands dismissed.

September 26, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No