

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

***CRM No. M-17631 of 2017 (O&M)
Date of Decision: 26.05.2017***

Desa Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mrs. Baljit Mann, Advocate for the petitioner.

Mr. Varun Sharma, AAG Punjab

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TEJINDER SINGH DHINDSA.J.

Petitioner seeks concession of regular bail pending trial in FIR No. 21 dated 04.02.2017 under Section 307, 323, 188, 149 IPC and Section 25, 27, 54, 59 of the Arms Act (Section 326 IPC added lateron) registered at Police Station Jhabal, District Taran Tarn.

Counsel for the parties have been heard.

FIR has been registered on the statement of Jagjit Singh in relation to an occurrence that took place on 04.02.2017.

As per prosecution, the present petitioner who was Sarpanch of the village had raised lalkara and whereupon co-accused Harjit Singh is alleged to have given datar blow which struck left arm of the complainant. The specific attribution to the present petitioner is that he fired a shot from the pistol with an intention to kill and which hit below the knee of the right leg of the complainant.

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The occurrence is alleged to be on account of political rivalry and at the stage of the casting of votes during Assembly Elections held on 04.02.2017.

Learned counsel appearing for the petitioner has adverted to the final investigation report that already has been submitted and in which it has been stated that the present petitioner had already deposited his weapons in the gun house and, therefore, Section 188 IPC stands deleted.

Petitioner has faced the arrest since 04.02.2017.

In the totality of circumstances and without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to the satisfaction of the trial Court/Duty Magistrate Tarn Taran.

Petition stands disposed of.

26.05.2017

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**(TEJINDER SINGH DHINDSA)
JUDGE**

i) Whether speaking/reasoned? Yes/No

ii) *Whether reportable? Yes/No*