

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

**CRM-M-19652-2017
Date of decision :28.09.2017**

Gurpreet Singh @ Timkna

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE H.S. MADAAN

Present : Mr. A.S. Dhindsa, Advocate
for the petitioner.

Mr. K.S. Aulakh, DAG, Punjab.

Mr. S.S. Sharma, Advocate
for the complainant.

H.S. MADAAN, J.

Petitioner – Gurpreet Singh alias Timkna is facing trial in FIR No.192 dated 25.12.2016 for offences under Sections 307, 452, 506, 341, 427, 148, 149 IPC and under Sections 25, 27, 54, 59 of Arms Act registered with Police Station Dirba, District Sangrur.

According to the petitioner no injury was suffered by the complainant, in the instant case Section 307 IPC has been added only to make offence non-bailable, as a matter of fact no such incident had taken place. The petitioner is in custody since 04.01.2017, conclusion of trial is

likely to take long time, therefore, he be granted concession of regular bail. The request is being opposed by the State counsel contending that the petitioner is a habitual offender inasmuch as he is involved in four other criminal cases. Majority of them for heinous crime and that if the petitioner is released on bail, he would most likely indulge in crime again.

After hearing rival contentions I find that though the petitioner is behind bars since 04.01.2017 but keeping in view the fact that he is involved in several other criminal cases relating to heinous crime, the apprehension expressed by the State counsel that he is likely to take path of crime again if released on bail cannot be brushed aside lightly. Similarly there is every likelihood of his tampering with prosecution evidence and absconding even if granted concession of bail. The allegations in the FIR are quite serious that accused along with his co-accused had fired shot upon the complainant with intention to kill him after entering the house of complainant. He fired another shot from a revolver hitting the wall of the house, on alarm being raised accused along with his accomplice run away along with there respective weapons firing shot and extending threats to kill the complainant. The accused is shown to be involved in several other criminal cases of different type all of them of serious type. I do not see any reason to grant concession of regular bail to the petitioner. At this stage no ground is made to accept the petition, the same stands dismissed accordingly.

28.09.2017
Gaurav Sorot

(H.S. MADAN)
JUDGE

1. Whether reportable? **No**
2. Whether speaking / reasoned? **Yes**