

CRM-M-25205-2017

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

CRM-M-25205-2017

Date of Decision: 21.07.2017

Himatbir Singh @ Cheema

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vipin Mahajan, Advocate,
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Himatbir Singh @ Cheema has filed this 2nd petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.120 dated 18.08.2014, registered at Police Station Goindwal Sahib, District Tarn Taran, under Sections 302, 307, 326, 324, 323, 325, 336, 506, 171, 148 and 149 of the Indian Penal Code and Sections 25 and 27 of the Arms Act, 1959.

Notice of motion has been issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

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I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that first petition for regular bail of the petitioner has already been decided by this Court on merit vide order dated 20.02.2017 passed in CRM-M-747-2017. As per the prosecution version, name of the petitioner has been mentioned in the supplementary statement of the complainant. As per the allegations, the present petitioner snatched *datar* from co-accused and caused four injuries to deceased-Baldev Singh. The petitioner was also in police uniform at that time. All these facts have already been considered by this Court in the order dated 20.02.2017.

Keeping in view the nature and gravity of the offence; in view of active role played by the petitioner and in view of injuries attributed to him, I do not find it a fit case where the petitioner is entitled to the benefit of regular bail.

Therefore, finding no merit in the present petition, the same is dismissed.

21.07.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No