

CRM-M-28052 of 2017

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

CRM-M-28052 of 2017
Date of Decision: 07.11.2017

Lakhwinder Singh @ Lakha

....Petitioner

Versus

State of Punjab

....Respondent

CRM-M-33027 of 2017

Harjinder Singh @ Kala

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Amandeep Singh Saini, Advocate, for the petitioners.
Ms. Bhavna Gupta, DAG, Punjab.
Mr. G.S. Saini, Advocate, for the complainant.

RAMENDRA JAIN, J. (ORAL)

Prayer in the aforementioned petitions under Section 439 Cr.P.C. has been made for grant of regular bail to petitioners Lakhwinder Singh @ Lakha and Harjinder Singh @ Kala in a case arising from FIR No.38 dated 20.03.2017 under Sections 307, 34 IPC and 25 and 27 of the Arms Act, registered at Police Station Ghall Khurd, District Ferozepur.

According to the prosecution, Lakhwinder Singh @ Lakha is only attributed *lalkara* inducing Harjinder Singh @ Kala to fire upon the complainant party. Whereas Harjinder Singh @ Kala fired gun shots, hitting paternal uncle of the complainant, namely, Nirmal Singh on the left forearm and abdomen and complainant Virsa Singh at right thigh.

CRM-M-28052 of 2017

Learned counsel for the petitioners contends that the doctor has declared the said injuries of both the injured as simple in nature. The petitioners are in custody since 21.03.2017. The material witnesses have already been examined. Conclusion of trial shall take a long time. No useful purpose would be served by detaining the petitioners in jail.

On the other hand, learned State counsel, assisted by learned counsel for the complainant, vehemently opposed the prayer for grant of regular bail to the petitioners.

Considering over-all facts and circumstances, but without expressing any opinion on the merits of the case, the petitions are allowed. Consequently, petitioners are ordered to be released on bail, on their furnishing bail bonds and surety bonds, to the satisfaction of Trial Court/Duty Magistrate concerned.

November 07, 2017
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No