

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

**Criminal Misc. No. M-28249 of 2017
Date of Decision:-11.08.2017**

Gurvail Singh @ Gela

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. H.S. Batth, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

HARI PAL VERMA J.(Oral)

Prayer in this petition is for grant of regular bail to the petitioner in case FIR No.15 dated 23.2.2014, under Sections 307, 323, 324, 427, 506, 382, 148 and 149 IPC and Section 25, 27 of the Arms Act, registered at Police Station Goindwal Sahib, District Tarn Taran, during the pendency of the trial.

Learned counsel for the petitioner states that the allegation against the petitioner is that he has fired a shot from his 315 bore rifle but no one was injured because of this fire. He further states that the co-accused, namely, Gurdeep Singh and Jaspal Singh @ Pala have been admitted on regular bail by this Court in CRM-M-2807 of 2017 titled

'Gurdeep Singh vs. State of Punjab' decided on 16.3.2017 and in CRM-M-M-26646 of 2015 titled 'Jaspal Singh @ Pala vs. State of Punjab', decided on 17.8.2015.

Learned State counsel on instructions from ASI Charanjit Singh states that since the petitioner has used the fire-arm and has fired a shot from his 315 bore rifle, he was involved in the case.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 17.5.2017 and co-accused of the petitioner namely Gurdeep Singh and Jaspal Singh @ Pala have already been admitted on bail by this Court, coupled with the fact that though the petitioner has fired a shot from his 315 bore rifle but it has not injured anybody, the petition is **accepted**. The petitioner is admitted on regular bail on furnishing of his bail bonds and surety bonds subject to satisfaction of the trial Court.

It is made clear that in case the petitioner has put undue pressure on the complainant/injured, the prosecution shall be at liberty to seek cancellation of his bail.

August 11, 2017
Vijay Asija

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No