

CRM-M-29385-2017 (O&M)

Date of decision:31.08.2017

Rubalpreet Singh @ Rubal

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

Mr. Kirat Singh Sidhu, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No.285 dated 30.11.2016, under Sections 307, 148, 149 IPC and Sections 25 and 27 of the Arms Act, registered at Police Station Chherretta, Amritsar.

Learned counsel for the petitioner submits that the petitioner is involved in this case on the basis of secret information that some fight is going on at the place of occurrence between bad elements of the society. He further submits that the petitioner is already on regular bail in the other FIR and Section 307 has been deleted in that case. It is further submitted that petitioner is in judicial lock up since 05.07.2017 and is no more required for further investigation as the challan is yet to be presented. Counsel for the petitioner further submits that there is no MLR in this case to show that any one was injured and it is a debatable issue as to whether offence under Section 307 IPC is made out or not.

Learned State counsel, on instructions from ASI Arjun Kumar, has not disputed this fact and the petitioner is on bail in the other FIR.

Without commenting on the merits of the case, the present petition is allowed. Petitioner be enlarged on regular bail subject to his furnishing bail / surety bond to the satisfaction of the trial Court/Illaq Magistrate concerned.

**(ARVIND SINGH SANGWAN)
JUDGE****31.08.2017**

Hemlata

Whether speaking/reasoned

Yes / No

Whether reportable

Yes / No