

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

220

CRM-M-37265-2017

Date of Decision: 11.10.2017

Gurdeep Singh @ Baban

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Parminder Singh Sekhon, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, AAG, Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition under Section 439 Cr. P.C. has been filed for grant of regular bail to the petitioner in case FIR no. 142 dated 05.10.2016, under Section 302 (added later on), 307, 323, 506, 341, 148, 149, 427, 201, 354 of IPC and 3, 4 of SC & ST Act, in cross DDR No. 2 dated 06.10.2016, registered at Police Station Lehra, District Sangrur.

Counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in this case. It is argued that no specific role has been attributed to the petitioner. It was also argued that petitioner was named in the present case only on 11.12.2016 by Sarabjit Kaur daughter-in-law of deceased Gurdev Kaur for the first time of occurrence. However, medical evidence goes to contradict the allegations of the prosecution as injury on the leg of Gurdev Kaur was inflicted with blunt weapon, whereas the cause of death reflected in Annexure P-4, after a period of almost one month has been given as

refractory shock, right lower limb deep vein thrombosis, hospital acquired pneumonia, fracture of both bones as well as old cerebra vascular accident. It is also submitted that co-accused Darshan Singh @ Kokli has already been granted regular bail by this Court by order dated 27.07.2017 passed in CRM-M-20688-2017 and further Naib Singh has also been granted regular bail by this Court by order dated 11.09.2017 passed in CRM-M-32744-2017.

Mr. Sidakmeet Sandhu, AAG, Punjab, has appeared on behalf of respondent-State and contested the bail application. He submits that the investigation is complete and the challan has been presented.

I have heard learned counsel for the parties and have also perused the paper book.

In view of the fact that no specific allegations are there; no specific injury has been attributed to the petitioner; investigation is complete and challan has been presented, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

However, any observation made herein will not be construed to be observation on the merits of the case which is to be decided on its own merits and evidence available.

(JAISHREE THAKUR)
JUDGE

October 11, 2017

jyoti3

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No