

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-3978 of 2017
Date of decision : February 13, 2017

Gurdit Singh @ Baba @ Gagandeep Singh

....Petitioner

versus

State of Punjab

....Respondent

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. Navkiran Singh, Advocate, for the petitioner
Mr. Gurinderjit Singh, DAG, Punjab for the respondent

Fateh Deep Singh, J. (Oral)

The allegations against petitioner Gurdit Singh @ Baba @ Gagandeep Singh in this regular bail application under section 439 Cr.P.C. are that on 4.11.2016 he along with eight more persons had assaulted Jatin Kumar at his shop and it is alleged that while running away they have taken cash lying in the shop.

The contentions of counsel for the petitioner are that it is personal fight between two groups and that none of the ingredients attracting sections 392 and 394 IPC are made out and it is pure and pure personal fight and that the petitioner is in custody since 22.11.2016.

Learned State counsel with all fairness has conceded that apparently there was a fight between two groups and thus attraction of sections 392 and 394 IPC is a debatable issue.

Keeping in view the aforesaid and the fact that the trial is not likely to be concluded in near future, without adverting to the merits of the case, the instant application is allowed. Bail to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

The present petition stands disposed off accordingly.

February 13, 2017
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(Fateh Deep Singh)
Judge

Whether speaking/reasoned ?

Yes/No

Whether Reportable ?

Yes/No