

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-41971 of 2017

Date of Decision: 13.11.2017

Narinder Singh @ Narain Singh

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

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

Present:- Mr. Vivek Salathia, Advocate
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.164 dated 27.09.2017 under Sections 307, 323, 148, 149 IPC and Sections 25/27 Arms Act registered at Police Station Lopoke, Amritsar.

Learned counsel for the petitioner contends that the allegation of causing gunshot injuries on the person of Navtej Singh and complainant Gurvinder Singh is attributed to co-accused Gursimranjit Singh and the only allegation against the petitioner is

that while raising *lalkara*, the petitioner has ran away along with other co-accused with their weapons and vehicles. The petitioner is in custody since 09.10.2017.

On the other hand, learned State counsel has filed custody certificate of the petitioner and submitted that since the petitioner was present at the scene of occurrence and while raising *lalkara*, he has ran away along with other co-accused with their weapons and vehicles, he is not entitled to be released on bail.

I have heard learned counsel for the parties.

Admittedly, no injury is attributed to the petitioner. Only role attributed to the petitioner is that he while raising *lalkara* has ran away from the scene of occurrence along with other co-accused with their weapons and vehicles. Considering the fact that the petitioner is in custody since 09.10.2017 and no recovery is to be effected from him, I deem it appropriate to release him on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court.

Needless to say that the observations made hereinabove shall not be construed as any expression on the merits of the case.

November 13, 2017
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No