

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

**CRM-M No. 44350 of 2016
Date of decision: 17.11.2017**

Sukhpreet Singh @ Sukha

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEHDEEP SINGH

Present: Mr. Manoj K. Sharma, Advocate for the petitioner.

Mr. H.S. Grewal, Addl. AG, Punjab
for the respondent/State.

FATEHDEEP SINGH, J. (ORAL)

Allegations against the petitioner Sukhpreet Singh @ Sukha in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.73 dated 11.07.2016 registered at Police Station Hathoor, District Ludhiana under Sections 307, 323, 506, 148, 149 IPC and sections 25/27/54/59 of the Arms Act, are that on 10.07.2016 at around 2.40 p.m. the petitioner who was armed with iron rod along with his co-accused non-applicants Surinder Singh @ Pappi armed with single barrel 12 bore gun, Amandeep Singh @ Amana armed with iron pipe and Harman Singh @ Hunny also armed with an iron rod, assaulted the complainant side. While the petitioner raised lalkara and gave an iron rod blow on the head of complainant, Harman Singh @ Hunny inflicted a similar blow on his left arm while the petitioner gave another blow of iron rod on the head of Gurwinderjit Singh @ Goli and accused Amandeep Singh @ Amana hit on the right hand of Gurwinderjit Singh @ Goli with his iron rod whereas Surinder Singh

@ Puppy fired a shot from his gun which hit on both the hands of Pritam Singh @ Babla. On raising noise, the accused ran away from the spot along with their respective weapons.

Contentions of the learned counsel for the petitioner are that the petitioner is in custody since 28.07.2016 and has undergone more than one year and three months and no specific injury has been attributed to him and that trial is not likely to conclude in the near future.

The bail application is stoutly opposed by learned State counsel on the grounds of heinousness of the offence and seriousness of the allegations.

Appreciating the submissions, keeping in view the period of incarceration and the fact that petitioner is not attributed any specific injury together with the fact that the investigation and trial will take a long time to conclude, this Court is of the opinion that further detention of the petitioner in the present case is unwarranted. Accordingly, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

The petition stands disposed off accordingly. Records be sent back immediately.

November 17, 2017
Poonam (II)

(FATEHDEEP SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No