

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

CRM-M No.45372 of 2017

Date of decision: 05.12.2017

Gurpal Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Navjot Singh, Advocate
for the petitioner.

Ms. Rajni Gupta, Sr. DAG, Punjab.

Mr. A.S. Sandhu, Advocate for the complainant.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.102 dated 07.10.2017 registered under Sections 307 read with Section 34 IPC and 25 and 27 of the Arms Act at Police Station Behram, District S.B.S. Nagar.

Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present FIR and the brother-in-law of the petitioner namely Ranjit Singh has also sustained injuries. It is further submitted that no specific role has been attributed to the petitioner and the petitioner is not involved in any other case.

On the other hand, counsel for the State, on instructions from ASI Harjinder Singh, assisted by counsel for the complainant namely Mr. Amandeep Singh Sandhu, Advocate has opposed the prayer for bail. It is submitted that the petitioner in furtherance with common intention with co-accused inflicted injuries on the person of the complainant and his brother with a fire arm with intention to kill them.

It is further submitted that from a bare perusal of the FIR, it is apparent that co-accused, who is brother-in-law of the present petitioner has fired from his revolver which hit on the index finger of injured/complainant – Kulwant Singh and on the left arm of his brother namely Harwinder Singh. It is also submitted that the petitioner – Gurpal Singh @ Pala was raising the lalkara loudly and was provoking the co-accused to kill the complainant and his brother.

Counsel for the complainant has also relied upon the MLR of Harwinder Singh (Annexure P2) in which injury No.1 is pin head size wound present over right side of chest and submits that he remained admitted in hospital for a considerable long time. It is further submitted that this injury was declared dangerous to life by the Doctor.

In view of the fact that the petitioner, in furtherance with common intention with co-accused inflicted injuries on the person of the complainant and his brother in order to kill them, fired shots with his revolver, and in view of the fact that the offences are serious in nature, no ground for grant of relief of anticipatory bail is made out.

Dismissed.

(ARVIND SINGH SANGWAN)
JUDGE

05.12.2017

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No