

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213

CRM-M-48181-2017

Date of Decision:22.12.2017

Gursewak Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Ranjit Singh Sidhu, Advocate,
for the petitioner.

Mr. M.S.Nagra, A.A.G., Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.76 dated 25.08.2017 under Sections 436, 511, 427, 148, 149, 120-B IPC and Sections 3, 4, 5 of Prevention of Damage of Public Property Act, registered at Police Station Cheema, District Sangrur.

Learned counsel for the petitioner states that the petitioner is in custody since 05.09.2017. The allegation against the petitioner is that he has tried to destroy the petrol pump by throwing a petrol bomb. However, there is no allegation that the petitioner has caused any damage to the public property or the person.

Learned State Counsel has filed the custody certificate of the petitioner in Court and does not dispute the custody period of the petitioner.

On instructions from ASI Ranjit Singh, he fairly states that no loss or damage has been caused to the petrol pump but since the petitioner has tried

to disrupt the peace and public property, he has been rightly booked in the case and does not deserve the concession of bail.

Having heard learned counsel for the parties and considering the fact that the petitioner is in custody since 05.09.2017 and the trial in the case may take long time, coupled with the fact that co-accused of the petitioner have already been admitted on bail by this Court vide order dated 13.12.2017 in CRM-M-46514-2017 (Karamjeet Singh and another Versus State of Punjab) and order dated 20.12.2017 passed in CRM-M-47718-2017, (Dhunni Chand Versus State of Punjab), 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/heavy surety bonds to the satisfaction of trial Court/Duty Magistrate. The trial Court may impose any other reasonable condition, as it may deem appropriate.

The petitioner shall also furnish an undertaking that in future, he will not resort to such illegal acts and shall not destroy the evidence or influence any witness in the present case.

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

December 22, 2017
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(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No