

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-9621 of 2017

Date of decision : March 27, 2017

Gurbhej Singh

....Petitioner

versus

State of Punjab

....Respondent

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. KS Kahlon, Advocate, for the petitioner
Mr. J.S.Brar, AAG, Punjab, for the respondent

Fateh Deep Singh, J. (Oral)

The allegations against petitioner Gurbhej Singh in this regular bail application under section 439 Cr.P.C. are that on 5.6.2016 on account of a dispute over agreement to sell between petitioner side and Prem Singh and Swaran Singh a fight had ensued and that the petitioner armed with .12 bore gun fired twice one in the air and one hitting the tyre of the vehicle of the complainant.

The contentions of the counsel for the petitioner are that it is a no injury case and that the petitioner is in custody since 25.2.2017 and investigation and trial are not likely to be concluded in near future though on behalf of State the bail is stoutly opposed on the grounds of heinousness of the crime.

Appreciating the submissions, the very applicability of offence under section 307 IPC is subject matter of the judicial adjudication at the

time of trial and that the investigation and trial are not likely to be concluded in near future and no purpose will be served by detaining the petitioner in jail. Accordingly, he is ordered to be released on regular bail to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, Gurdaspur.

The present petition stands disposed off accordingly.

March 27, 2017
'tiwana'

(Fateh Deep Singh)
Judge

Whether speaking/reasoned ?

Yes/No

Whether Reportable ?

Yes/No