

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

CRM-M-1251 of 2018 (O&M)

Date of decision: 08.03.2018

Jaswant Singh @ Fauji

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Saransh Sabharwal, Advocate for
Mr. SPS Sidhu, Advocate
for the petitioner(s).

Ms. Sudeepti Sharma, Addl. A.G., Punjab.
assisted by ASI Satnam Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.49 dated 09.04.2015, registered under Sections 302, 307, 341, 148 read with Section 149 of IPC and Sections 25 and 27 of Arms Act, at Police Station Bhikhiwind, District Tarn Taran.

Learned counsel for the petitioner states that complainant has not supported the case of the prosecution. The petitioner is in custody since 23.04.2015.

On the other hand, the learned State counsel opposes the bail application.

I have heard learned counsel for the parties and perused the record.

This is the second bail petition filed on behalf of the petitioner. From the FIR, it emerges that the petitioner fired shots from his .12 bore gun which hit on left shoulder of Gurchet Singh. The presence and participation is prima facie made out. Even if the prosecution version is not supported by the complainant, the Court is not inclined to allow the bail application.

Considering the nature of allegations and specific role attributed to the petitioner, no case for regular bail is made out. The effect of the statement made by the complainant shall be seen by the trial Court at an appropriate stage.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

08.03.2018

sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No