

Surinder Singh @ Ghugi

...PETITIONER

Vs.

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. J.S.Thakur, Advocate,
for the petitioner.

Mr. Kuldeep Singh, Sr. DAG, Punjab,
for the State.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Prayer in this application is for grant of regular bail in FIR No. 76 dated 16.07.2017 under Sections 452, 506, 323, 324, 148, 149 IPC and charge sheet presented under Section 302, 452, 506, 34 IPC registered at Police Station Talwandi Chaudraian, District Kapurthala.

It is the contention of the learned counsel for the petitioner that the petitioner has been roped in on the basis of the supplementary statement given by the complainant on 10.08.2017, when he was arrested, by asserting that the petitioner was armed with a sword and was present at the time when the injuries were given to him by Surjit Singh. His submission is that no overt act has been attributed to the petitioner and no recovery has been effected from him. Petitioner is in custody since 10.08.2017 and the trial is not likely to conclude soon. There are 22 witnesses, out of which, only one has been examined and that too, in chief. Reference has also been made to the order dated 20.04.2018 (Annexure P-2) passed by this Court in the case of the co-accused, namely, Gurjinder Singh @ Baaj in CRM-M-14666 of 2018 titled as Gurjinder Singh @ Baaj vs. State of Punjab granting him the

concession of regular bail. He, therefore, prays for grant of the same benefit.

Counsel for the State, on instructions from ASI Sarabjit Singh, Police Station Talwandi Chaudraian, District Kapurthala, could not dispute the assertions, as made by the counsel for the petitioner.

Keeping in view the fact that the petitioner has only been shown to be a person with the sword and was present at the spot and the co-accused of the petitioner, namely, Gurjinder Singh @ Baaj has been granted the benefit of bail, as referred to above, with only one witness examined out of 22 witnesses, the trial is not likely to conclude in near future, the petitioner is granted the benefit of regular bail. Petitioner is directed to be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

Any observations made herein above shall have no bearing on the merits of the case.

May 07, 2018

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No