

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

**Criminal Misc. No.M-24418 of 2018(O&M)
Date of Decision: June 08, 2018.**

Gurjant Singh @ Janta Singh

Petitioner

Versus

State of Haryana

Respondent

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Harpreet S. Rakhra, Advocate
for the petitioner.

Ms. Dimple Jain, AAG., Haryana.

LISA GILL, J.

Petitioner seeks the concession of bail pending trial in FIR No332 dated 31.12.2017, under Sections 307 IPC and Section 25, 54, 59 of Arms Act, registered at Police Station Rania, District Sirsa.

It is submitted that the FIR in question was registered due to certain misunderstandings. Moreover, the complainant-Gurpreet Singh (PW-2) as well as the injured-Sampuran Singh (PW-1) have not supported the prosecution case. Both the said witnesses have been declared hostile. It is thus prayed that this petition be allowed.

Heard learned counsel for the parties.

Certified copies of the statements of PW-1-Sampuran Singh (injured) and PW-2-Gurpreet Singh (complainant), furnished in Court today are taken on record subject to just exceptions.

Learned counsel for the State is unable to deny that the complainant

as well as the injured have not supported the prosecution case. On instructions from SI Ram Singh, it is verified that the petitioner is not involved in any other criminal case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts before the Court, if released on bail. Trial in this case is not likely to conclude in the near future. No useful purpose would be served by keeping the petitioner incarcerated any longer in the facts and circumstances of this case.

Keeping in view the peculiar facts and circumstances of the case but without commenting upon or expressing any opinion on the merits thereof, this petition filed by Gurjant Singh @ Janta Singh, is allowed. Petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned Trial Court/Duty Magistrate.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

08.06.2018
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.