

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

CRM M-26359 of 2018

Date of decision : 30.07.2018

Jaspreet Singh @ Jassi

....Petitioner

V/s

State of Punjab

....Respondent

BEFORE : HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Manuj Nagrath, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl. A.G. Punjab.

RAJAN GUPTA J.

This is a petition under section 439 Cr.P.C. seeking regular bail in a case registered against the petitioner vide FIR No. 46 dated 15.06.2017 under sections 307, 386, 364 IPC and section 25,54, 59 of the Arms Act at Police Station Daresi, district Ludhiana. Allegation is that petitioner alongwith co-accused made a telephonic call and demanded ransom of ₹10,00,000/- from the complainant. They threatened to kill complainant's son in case amount was not paid. On the next day at about 08:45 P.M., complainant was alleged to have been attacked by two persons and gun shot was also fired. Again a telephonic call was received by the complainant making a demand of ₹15,00,000/- failing which his son would be killed. Name of the petitioner figured in the investigation on the statement of one Sohan Lal Garg before whom he made an extra judicial confession. Recovery of weapon, cartridges and mobile phone used in commission of offence was effected from the petitioner. He is stated to be one of the persons who fired shot. Recovery of .32 bore pistol and six cartridges was

effected from him. It has been urged that co-accused namely Swaraj Singh @ Sumit has been granted the concession of bail, thus, petitioner deserves the concession of bail on parity. I am not convinced with this plea. Case of every accused has to be considered on the basis of role attributed to him, recovery effected and other circumstances. Another plea that petitioner deserves bail on the ground that some of the witnesses have turned hostile is also without substance. Learned State counsel at the outset submits that in case petitioner is released on bail there are hardly any chances of any other witness deposing in favour of prosecution.

Under the circumstances no case for bail is made out.

Dismissed.

July 30, 2018

Ajay

(RAJAN GUPTA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No