

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

CRM-M-27988-2018 (O&M)

Date of Decision:- 12.7.2018

Gurkirtan Singh alias Guri

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Naveen Mahajan, Advocate, for the petitioner.

Mr. A.S. Sandhu, Addl. A.G. Punjab.

GURVINDER SINGH GILL, J. (Oral)

Petitioner Gurkirtan Singh alias Guri has filed this petition seeking grant of regular bail in respect of a case registered against him vide FIR No.62 dated 22.5.2018, under Sections 302, 148, 149, 120-B IPC and Section 25/27 of Arms Act at Police Station Sadar Mansa.

The allegations, in nutshell, are that on the day of occurrence when Sukhwinder Singh along with Amandeep Singh and Kuldeep Singh were having juice while sitting in a car outside a juice shop, then four persons came there in a car and started firing at Sukhwinder Singh and when he raised alarm the said assailants ran away from the spot. The present petitioner is not named in the FIR.

It has been informed by learned State counsel, on instructions from ASI Gurmel Singh, that during interrogation of co-accused Gurwinder Singh @ Monu, he had suffered a disclosure statement to the effect that present petitioner had sold 30 cartridges to assailants for ₹5000/-.

Having regard to the facts and circumstances of the case especially that even as per the disclosure statement the only allegation against the petitioner is that he had sold cartridges to the accused, it cannot be said at this stage that he was conspiring with the remaining co-accused for commission of murder of Sukhwinder Singh as the only evidence against him is sale of cartridges.

In view of abovesaid facts and circumstances, the present petition is accepted. Petitioner Gurkirtan Singh alias Guri is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, Mansa.

It is however clarified that none of the observations made above shall be taken to be an expression on merits of the main case.

July 12, 2018
mohan

(Gurvinder Singh Gill)
Judge

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