

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.207

CRM-M-31404-2018

Date of decision : 18.09.2018

Gurdeep Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. B.S. Chahar, Advocate, for the petitioner.

Mr. J.S. Walia, Sr. DAG, Punjab.

Mr. K.S. Brar, Advocate, for the complainant.

SUDHIR MITTAL, J. (Oral)

This is the second bail application of the petitioner in case FIR No.68 dated 16.07.2017, registered at Police Station Sadar Abohar, District Fazilka, under Sections 302, 364, 323, 148 and 149 of IPC.

Learned counsel for the petitioner submits that the petitioner has been in custody since 25.07.2017. He was allegedly armed with a *dang* as were the other co-accused. Thus, it cannot be said with any amount of certainty that the blow allegedly given by the petitioner caused the death of Ranjit Singh.

Learned counsel for the complainant submits that vide order dated 07.05.2018 passed by this Court in CRM-M-10672-2018 (O&M), the first bail application of the petitioner was rejected after examining the merits of the case. There are no changed circumstances and thus, the second application for regular bail, is not maintainable.

Faced with this situation, learned counsel for the petitioner only submits that the petitioner has been in custody for more than one year and that there is no other case pending against him.

A perusal of order dated 07.05.2018, shows that the first bail application of the petitioner was rejected keeping in view the serious allegations against him. Since, there are no changed circumstances, the second bail application on behalf of the petitioner is not entitled to be entertained.

For the aforementioned reasons, there is no merit in this petition and the same is dismissed.

(SUDHIR MITTAL)
JUDGE

18.09.2018
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No