

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

**CRM-M No. 31853 of 2018
Decided on: 3.8.2018**

Jagjit Singh

.....**Petitioner**

Versus

State of Punjab

.....**Respondent**

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Naveen Sharma, Advocate, for the petitioner

Mr. K.S. Aulakh, DAG, Punjab

Rajbir Sehrawat, J.(Oral)

Present petition has been filed under Section 439 of the Cr.P.C. for seeking bail pending trial to the petitioner in FIR No. 10 dated 16.1.2018 under Sections 307/148/149 IPC and Section 25 of Arms Act, 1959 (Challan presented under Sections 307/34 IPC and Section 25 of Arms Act), registered at Police Station Canal Colony, District Bathinda.

Learned counsel for the petitioner submits that in the original version given by the complainant the petitioner was not even named. In the FIR, his name cropped up subsequently on the basis of the statements of the injured recorded under Section 161 Cr.P.C. Even as per that statement, no specific injury is attributed to the petitioner. He further submits that the petitioner is in custody since 17.1.2018 and nothing has been recovered from him.

Learned State counsel submits that no recovery has been effected from the petitioner. However, it is submitted that it is a case of gun shot injury,

bail should not be granted to the petitioner.

In view of the above submissions made by learned counsel for the petitioner, but without commenting upon the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate.

(RAJBIR SEHRAWAT)
JUDGE

3.8.2018

Ashwani

Speaking/Non-speaking : Yes/No
Reportable/Reasoned : Yes/No