

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

Sr. No.208

CRM-M-31857 of 2018
DECIDED ON: October 16, 2018

HARVINDER SINGH @ HARBHAJAN SINGH @ BHAJAN SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Gurbir Singh Sidhu, Advocate,
for the petitioner.

Mr. Davinder Bir Singh, DAG, Punjab.

RAMENDRA JAIN, J. (ORAL)

Through second petition under Section 439 Cr.P.C. read with Section 482 Cr.P.C. prayer has been made for grant of regular bail to the petitioner in a case arising from FIR No.40, dated 29.07.2015, registered under Sections 307/34 IPC read with Section 25/54/59 of Arms Act at Police Station Sanour, District Patiala.

According to the prosecution, in the morning of 29.07.2015 petitioner signalled to stop Balero car bearing registration No.PB-11-BD-3200 being driven by Harbans Singh, in which complainant- Harbans Singh and Ravinder Singh were travelling. Thereafter, co-accused of the petitioner namely Gurupdesh Singh @ Gora and Yadwinder Singh fired gun shots with their respective pistols to kill them. Complainant tried to

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escape from the spot by taking a sudden turn. However, petitioner and his accomplice chased the complainant and his companion in their Figo car and fired gun shots upon them in order to eliminate them.

Learned counsel for the petitioner contends that one of the co-accused namely Gurupdesb Singh @ Gora has been acquitted by the trial court vide order dated 06.08.2016 (P-3). The petitioner is in custody since 02.02.2018. Conclusion of trial may take a sufficient long time. No useful purpose would be served by detaining the petitioner in jail, during trial.

On the other hand, learned State counsel vehemently opposed the prayer for grant of regular bail to the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner is ordered to be released on bail during pendency of trial, on his furnishing of sound bail bonds and sound surety bonds with proof of title to the satisfaction of Trial Court/Duty Magistrate concerned.

October 16, 2018

Ankur

**(RAMENDRA JAIN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No