

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-32459-2018

Date of Decision: 12.11.2018

Gauravjeet Singh

....Petitioner

VERSUS

State of Punjab and another

....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. B.B.S.Randhawa, Advocate
for the petitioner (s).

Mr. Saurav Khurana, DAG, Punjab.

Mr. Manu Loona, Advocate,
for the complainant.

RAJ SHEKHAR ATTRI, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure (in short, “Cr.P.C”.) for grant of regular bail to the petitioner in case FIR No.26 dated 26.4.2018 registered for the offences punishable under Sections 307, 34, 120-B of Indian Penal Code (for short, “IPC”) and Section 25 Arms Act at Police Station Mehta, District Amritsar.

Heard.

Learned counsel for petitioner submits that the petitioner is facing trial for offences under Sections 307, 34, 120-B IPC and Section 25 of Arms Act on the allegations that he caused fire arm injuries on the person of Amanpal Singh respondent No.2.

Said Amanpal Singh appeared as PW1 and suffered his statement Ex.P2 that some unidentified persons had caused injuries to him

and he has specifically stated that the accused petitioner has not caused any injury to him. Although he was cross-examined at length but nothing has been placed on record to connect the accused with the crime.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time and keeping in view the peculiar facts and circumstances of the case, the present petition is allowed. Petitioner-Gauravjeet Singh son of Harpal Singh is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

November 12, 2018

Paritosh Kumar

**(RAJ SHEKHAR ATTRI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No