

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

CRM-M-35487-2018 (O&M)

Date of Decision:-19.12.2018

Gursewak Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Jagbir Singh Brar, Advocate for the petitioner.

Mr. A.S. Sandhu, Additional Advocate General, Punjab.

Mr. Preetinder S. Ahluwalia, Advocate for the complainant.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioner seeks grant of regular bail in respect of a case registered vide FIR No.001 dated 3.1.2018 at Police Station Airport District Police Commissionerate, Amritsar under Sections 306, 384, 120-B and 506 of Indian Penal Code, 1860.

The FIR was lodged at the instance of Prabhpreet Singh Chadha, wherein he stated that on 3.1.2018, his mother told him that their driver Raj Kumar @ Raju has furnished information that complainant's father Inderpreet Singh Chadha was involved in an incident and he was taking complainant's father to hospital. Upon receipt of said information, the complainant reached hospital where their driver Raj Kumar @ Raju informed that he had taken complainant's father to Airport Road and that his father got the vehicle stopped and asked him to check the vehicle and he alighted from the vehicle and when he came back after a short while he saw that Inderpreet Singh Chadha was lying on the front seat of the car and blood

was oozing from him nose and mouth and a revolver was lying by his feet. The complainant has alleged that he suspects Surjit Singh, Ummat, Kuljeet Kaur @ Kay Ghoman, Manya and Devinder Sandhu of W.W.I.C.S, Inderpreet Singh, Anand @ Sizee, Gursewak Singh, Hari Singh Sandhu, Bhag Singh Ankhi, Nirmal Singh, Ravinder Kaur wife of Varundeep Singh and other persons have conspired with each other and have created such circumstances and had got a false case registered against them compelling his father to end his life.

The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case alongwith large number of accused and that infact the present case is a case where the deceased had executed as many as nine suicide notes on various occasions.

On the other hand, the learned State counsel assisted by the learned counsel for the complainant has opposed the petition by submitting that since the petitioner is specifically named in the FIR and that the last suicide note specifically refers to the petitioner, therefore, no case for grant of bail is made out.

Having considered rival submissions addressed before this Court and bearing in mind the fact that the petitioner has been behind bars since the last about 10 months and also that all the remaining co-accused, who are also named in the FIR, have already been granted bail, in my opinion, no useful purpose would be served by further detaining the petitioner behind bars. The petition, as such, is accepted. The petitioner Gursewak Singh is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

This petition stands accepted accordingly.

19.12.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No