

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

Hemlata
2018.01.11 12:11
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CRM-M-43798-2017(O&M)

Date of decision: 10.01.2018

Gurpreet Singh @ Guri

...Petitioner

Versus

State of Punjab

...Respondent

CRM-M-43880-2017(O&M)

Sandeep Singh @ Sippa

...Petitioner

Versus

State of Punjab

...Respondent.

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Bhoop Singh, Advocate
for the petitioner(s).

Mr. Abhaypal Singh Gill, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

This order shall dispose of above mentioned two petitions as they arise from the same FIR.

Prayer in these petitions is for grant of regular bail to the petitioners in case FIR No. 82 dated 15.10.2016, under Sections 307, 458, 427, 382, 148, 149, 120-B IPC, registered at Police Station City Raikot, District Ludhiana Rural.

Learned counsel for the petitioners submits that the petitioners were arrested on 31.10.2016; challan has already been presented and they are no more required for any custodial interrogation. It is further submitted that after framing of the charge, only one witness has been examined whose cross-examination is yet to be conducted. Counsel for the petitioners further submits that co-accused of the petitioners, namely, Lakhvir Singh @ Lakhi has been granted regular bail vide order dated 26.07.2017 passed in CRM-M-15889 of 2017. It is further submitted that as per allegation in the FIR, the dispute is regarding an agreement between the complainant and co-accused, namely,

Inderjeet Kaur @ Rani, Yash Pal @ Bittu, Monika Verma @ Ricky and Rishi and the petitioners have no concerned with the property dispute between the complainant and the above mentioned of the co-accused. It is also submitted that name of the petitioner -Sandeep Singh @ Sippa was not mentioned in the FIR and the grievous injury on the complainant has been attributed to one co-accused Rup @ Cheema, who has not been arrested so far.

Learned State counsel, on instructions from ASI Sarabjit Kaur, has, however, submitted that petitioner-Gurpreet Singh @ Guri was named in the FIR and however, it is not disputed the fact that the petitioners are in judicial lock up since 31.10.2016 and only one witness has been examined so far.

Without commenting on the merits of the case, considering the fact that the petitioners have undergone more than 01 year and 03 months of actual sentence and they are not involved in any other case; the trial is going on a very slow pace as only one witness has been examined, the petitioners are directed to be released on regular bail subject to their furnishing bail bonds/surety bonds to the satisfaction of the trial Court/ Illaqa Magistrate.

A photocopy of this order be placed on the file of other connected case.

(ARVIND SINGH SANGWAN)
JUDGE

10.01.2018
Hemlata

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No