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

**CRM-M No.48756 of 2017
Date of Decision: 15.01.2018**

DEEPAK KUMAR @ DEEPU BIHARI

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. L.M. Gulati, Advocate
for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.219 dated 27.08.2015, registered under Sections 307/506/148/149 IPC and under Section 25/27/54/59 of the Arms Act at Police Station Sultanwind, District Amritsar.

FIR was registered with the allegations that there was an exchange of words when the motorcycle driven by the complainant and Kuldeep Singh @ Judge came in front of each other on account of some cattles on the road. Thereafter Kuldeep Singh @ Judge came alongwith 10-12 unknown

persons to the house of the complainant. He was armed with .12 bore gun. Others were also armed with different weapons. When the complainant came out from his house, Kuldeep Singh @ Judge fired from his .12 bore gun upon the complainant and the fire landed on his left thigh. On raising alarm assailants fled away from the spot.

Learned counsel for the petitioner submitted that co-accused namely Baljinder Singh @ Wadda and Gurbhej Singh @ Harbhej Singh @ Bheja have been granted regular bail by the co-Ordinate Bench of this Court vide orders dated 18.07.2016 and 30.10.2017 passed in CRM-M No.32693 of 2016 and CRM-M No.38690 of 2017 respectively.

Learned State counsel on instructions from ASI Nirmal Singh submitted that challan has already been presented. Petitioner has a criminal background in view of his involvement in number of criminal cases.

Concededly, Kuldeep Singh @ Judge had already been granted anticipatory bail. Petitioner was nominated as an accused in the lot of those unidentified persons, who came along with Kuldeep Singh @ Judge.

At this stage, without adverting to the merits of the case, I deem it appropriate to grant regular bail to the petitioner

on parity with the co-accused namely Baljinder Singh @ Wadda and Gurbhej Singh @ Harbhej Singh @ Bheja.

Consequently, the present petition is allowed. Petitioner is ordered to be enlarged on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

January 15, 2018

**(RAJ MOHAN SINGH)
JUDGE**

Atik

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No