

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-5565-2018 (O&M)
Date of Decision: 16.02.2018

Gurtej Singh & another

--Petitioners

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. R.S. Sidhu, Advocate for the petitioners.

Mr. S.S. Sandhu, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioners seek benefit of regular bail pending trial in case FIR No.102, dated 25.08.2017, under Sections 307/353/186/148/149 IPC and Sections 25/27/54/59 of the Arms Act, registered at Police Station Kotbhai, District Shri Muktsar Sahib.

Counsel for the parties have been heard.

FIR was registered on the statement of HC Amarjit Singh. It was alleged that certain dera followers had become agitated on account of conviction of Gurmeet Ram Rahim Singh on 25.08.2017 and had damaged public property i.e. Railway Station Balluana and Telephone Exchange, Village Virk. Further allegations are that eight unnamed assailants came on three motorcycles and were armed with kappas and swords. The police party having signaled them to stop, the person sitting behind the motorcycle bearing registration No.PB-03-AP-4267 was carrying a 12 bore gun and who fired towards the complainant.

As per prosecution version, both the occupants of the motorcycle were over powered and apprehended on the spot and who revealed their name as Pratap Singh S/o Jora Singh and the other person

disclosed his father's name to be Lakhmir Singh.

It is a case of no injury.

The assailant who had resorted to firing has already been arrested on the spot.

There are no specific allegations against the present petitioners and who are, otherwise, sought to be nominated on the basis of statement of co-accused.

Investigation in the case is complete and the challan has been presented. Trial is at the very initial stage and would take time to conclude.

Petitioners have faced incarceration since 3.10.2017.

As per prosecution version recovery effected from the petitioners is of an axe each.

Co-accused Hardam Singh and who is identically situated as the present petitioners, has been granted benefit of regular bail by this Court vide order dated 9.2.2018 passed in CRM-M-4863-2018.

Without making any observations on merits, present petition is allowed. Petitioners be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate concerned.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

16.02.2018

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Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No