

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

239

Criminal Misc. No.M-440 of 2019

Date of decision : 10.07.2019

Simarjit Singh @ Simar

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Sandeep Gahlawat, Advocate for the petitioner.

Ms. Sudeepti Sharma, Addl. A.G., Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.52, dated 06.06.2018, under Sections 302, 148, 149 of the Indian Penal Code and Sections 25, 27 of the Arms Act, registered at Police Station Kamboj, District Amritsar.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he was accompanying Gurjant Singh who had fired a shot and no overt act has been attributed to him. He further contends that the complainant has not supported the case of the prosecution and there is no other evidence for the prima facie involvement of the petitioner in this case. He also submits that co-accused, namely, Jaswinder Singh and Gurwant Singh @ Manga have been granted regular bail by this Court in CRM-M-2983 and 19547 of 2019 on 31.05.2019 and 24.05.2019 respectively. The petitioner is in custody since 22.06.2018.

Learned State counsel, upon instructions from ASI Kewal Singh, is not in a position to controvert the submissions of the learned counsel for the petitioner. She, however, states that 4 out of 33 prosecution witnesses have been examined.

Heard.

In view of the submissions of the learned counsel for the petitioner especially when no overt act has been attributed to the petitioner, the complainant has not supported the prosecution case and the conclusion of the trial is likely to take sometime, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

July 10, 2019
sonia gugnani

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