

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

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**CRM-M-19100-2019 (O&M)
Date of Decision: 25.07.2019.**

Harman Singh alias Harbhagwan Singh

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Arshdeep Singh Brar, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Senior Deputy Advocate General,
Punjab.

Shekher Dhawan, J.

Present petition is for under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.35 dated 10.03.2019 under Sections 307, 120-B of IPC and Sections 25 and 27 of the Arms Act, registered at Police Station City South Moga District Moga.

Learned counsel for the petitioner contended that the petitioner has been falsely implicated in this case and he is in custody since 10.03.2019. Learned counsel for the petitioner further contended that there is no injured person in this case, though the FIR was registered under Section 307 read with Section 12-B IPC and Sections 25 and 27 of the Arms Act. Co-accused Gurtej Singh alias Teji has already been granted concession of bail by the Court of Sessions, Moga. Trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bar any more. So, he be released on bail.

Learned State counsel opposed the bail application on the ground that one spent bullet was recovered from the spot and that was in the Ennova Vehicle but otherwise, there is no injured in this case.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage, but taking the above facts into consideration and the fact the petitioner is in custody since 10.03.2019 and co-accused Gurtej Singh alias Teji has already been granted concession of bail by the Court of Sessions, Moga; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, the present petition is allowed. Petitioner is ordered to be admitted to regular bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

25.07.2019
komal

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No