

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

**CRM-M-48820-2018
Date of decision: 26.03.2019**

Gurkirat Singh Virk

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. S.S. Gill, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.77 dated 07.09.2017 under Sections 302, 120-B IPC and Section 25 of Arms Act, registered at Police Station Banur, Patiala, District Patiala.

As per allegations in the FIR, the petitioner was part of criminal conspiracy with other co-accused, who committed the murder of one Daljit Singh @ Pinchi. It is stated in the FIR, got registered by Lovejot Singh, nephew of deceased Daljit Singh @ Pinchi, that on 06.09.2017, his uncle had gone out for a walk and he had gone to call him back on his motorcycle. When after crossing the minor bridge, he reached near the house of a person, a white coloured Endeavour vehicle bearing registration No.CH-01H-5233 was also

parked there. When Daljit Singh @ Pinchi reached there, Amrit, Simrat and Deepu Khatik, who were armed with revolver, fired shots with their respective weapons on his uncle, while abusing him. They were accompanied by 3/4 other persons, who could be identified by the complainant. The petitioner was also named as one of the accompish, who was sitting in the vehicle. Injured Daljit Singh @ Pinchi was taken to the hospital, where he was declared dead.

Learned counsel for the petitioner has submitted that on the same day, after some time, another incident was caused by co-accused, in which 05 persons namely Deepak @ Deepu, Sampat Nehra, Deepak @ Tinu, Naresh @ Arjan and Sunil @ Guliya, in conspiracy with Lawrance Bishnoi, had attacked one Dharminder Singh and took away his Swift Car and money. It is argued that if the petitioner was accompanying those accused persons, he would have been an accused in second FIR No.203 dated 07.09.2017 under Sections 307, 341, 395, 148, 149, 120-B IPC and Sections 25/27/54/59 of Arms Act, Police Station Derabassi, which was registered immediately after registration of the present FIR, wherein accused persons not only caused injuries to the complainant but have also taken away his car at gun point.

Learned State counsel, on instructions from ASI Gurnam Singh, has heavily opposed the prayer for bail to the petitioner. It is submitted that two accused persons have already been declared as proclaimed offenders and one Ankit Baadu has died. Learned State counsel has further submitted that all co-accused of the petitioner are wanted criminals in number of cases and in the disclosure statement of the petitioner, it has come that he was driving the vehicle, which was used for committing the murder of Daljit Singh @ Pinchi.

After hearing learned counsel for the parties, considering the serious allegations against the petitioner, I find no ground to grant regular bail to him.

Dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

26.03.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No