

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

223

CRM-M-25169-2019.

Date of Decision: 02.09.2019.

Dogar Singh alias Dogi alias Kikkar SinghPetitioner.

Versus

State of PunjabRespondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Parminder Singh Sekhon, Advocate for the petitioner.

Mr. Pawan Sharda, Sr. Deputy Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioner- Dogar Singh alias Dogi alias Kikkar Singh son of Tara Singh in case F.I.R. No.114 dated 02.09.2017 under Sections 307, 353, 186, 224, 332, 148, 149 of the Indian Penal Code and Sections 25 and 27 of the Arms Act, registered at Police Station Kot Ise Khan, District Moga.

Learned counsel representing petitioner contended that though F.I.R. was registered under Section 307 IPC and Section 25 and 27 of the Arms Act, but it is not a case of any fire arm injury or any grievous injury having been caused to any police personnel. Moreso, no recovery of any fire arm was effected in this case. The petitioner is in custody since 02.02.2019, trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, so he be released on bail.

Learned State counsel, on instructions from ASI Gural Singh, contended that it is not a case of any fire arm injury or recovery of any fire arm, but simple injury was caused and attributed to the present petitioner.

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 02.02.2019; 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—Dogar Singh alias Dogi alias Kikkar Singh, is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

02.09.2019
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No