

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-30019-2019 O&M)
Date of Decision:- 22.7.2019

Surjit Singh		... Petitioner
	Versus	
State of Punjab		... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. L.M.Gulati, Advocate, for the petitioner.

Ms. Amarjit Kaur Khurana, Sr. DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of regular bail in a case registered vide FIR No.35, dated 16.2.2019, Police Station Kamboj, District Amritsar, under Sections 307, 148, 149 IPC and Section 25 of the Arms Act.
2. The FIR came to be lodged at the instance of Amrik Kaur, wherein it has been alleged that her son had some quarrel with Harvinder Singh and although the matter has been compromised but said Harvinder Singh nursed a grudge against his son. It is alleged that on 16.2.2019, when her son was tying buffaloes, then her son's friend Kabal Singh was also present there. It is alleged that in the meantime Harvinder Singh and Surjit Singh along with 4-5 unknown persons came there who were having muffled faces. It is alleged that Harvinder Singh fired with his pistol with an intention to kill her son Jaideep Singh hitting his left leg. It is further alleged that two more

bullets were fired on his right leg. When the complainant and her daughter raised alarm, the accused ran away from the spot.

3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that even as per FIR he is not attributed any overt act so as to infer that he also shared an intention to make murderous assault upon the complainant's son.
4. Opposing the petition, learned State counsel has submitted that since the petitioner is specifically named in the FIR and was present along with the main accused who had fired, no case for grant of bail is made out.
5. Having considered rival submissions addressed before this Court and while noticing that the petitioner was neither armed with any weapon nor has done any act so as to *prima facie* show his complicity or any meeting of mind with the main accused, in my opinion, it is a fit case for grant of regular bail. The petition, as such, is accepted and petitioner Surjit Singh is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.
6. The present petition stands accepted accordingly.

July 22, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No