

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

**CRM-M No. 44365 of 2019  
Date of Decision:-22.11.2019**

Jaspreet Singh @ Jassi

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present:- Mr. Sanjeev Patiyal, Advocate  
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

**MANOJ BAJAJ J.(Oral)**

Petitioner-Jaspreet Singh @ Jassi has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No. 59 dated 02.6.2017, under Section 302 IPC read with Section 34 IPC and Section 25, 27 of Arms Act, 1959, registered at Police Station Kiratpur Sahib, District Ropar. The petitioner is in custody since his arrest on 03.6.2017.

The FIR was registered on the statement of Jaspal Kaur, wherein it was alleged that on 02.6.2017 she alongwith her son Davinder Singh @ Happy went to Bunga Sahib bus stand for some personal work. When her son was talking with his friends Varinder Singh and Sachin

Kumar, who were also present there, then suddenly a car stopped near them and one persons sitting on rear seat of the car fired a gun shot towards her son Davinder Singh @ Happy, which resulted in his death on the spot. All the accused persons, who were four in number fled away from the spot after the incident. Later on, it was revealed that the car with fake number was registered with UBER company. During inquiry, it was revealed that accused Jaspreet Singh alias Noopi fired gun shot towards deceased Davinder Singh @ Happy, whereas Jaspreet Singh @ Jassi (petitioner) was indicted as driver of the said car, used in the crime.

Learned counsel for the petitioner contends that the only role attributed to the petitioner is that at the time of incident, he was driving the car. The gun shot caused the death of deceased Davinder Singh @ Happy was fired by accused Jaspreet Singh @ Noopi. He submits that completion of the trial will take long time as still 11 prosecution witnesses remain to be examined. He further relies upon the order dated 05.4.2019 passed by this Court in CRM-M-28445-2018, whereby similarly placed co-accused Bal Krishan @ Krishan has been extended the concession of regular bail by this Court.

On the other hand, learned State counsel, who is assisted by ASI Surjit Singh, opposed the prayer on the ground of seriousness of offence. However, he does not dispute the fact that co-accused of the petitioner has been granted concession of regular bail. According to him, the victim died of gun shot injury, attributed to the other co-accused Jaspreet Singh @ Noopi.

After hearing learned counsel for the parties, this Court finds that the trial of the case is likely to consume considerable time and keeping in view the custodial period of the petitioner, his further custody may not be justified. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Ropar.

The petition is allowed.

November 22, 2019  
Vijay Asija

( MANOJ BAJAJ )  
JUDGE

Whether speaking/reasoned  
Whether Reportable

Yes / No  
Yes / No