

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

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**CRM-M No. 49353 of 2019
Date of decision : 28.11.2019**

Gurpreet Singh @ Gopi Nihang

.....Petitioner

Vs.

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. D.S. Sandhu, Advocate, for the petitioner

Mr. Harbir Sandhu, AAG, Punjab

Rajbir Sehrawat, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No. 292 dated 21.12.2017, registered under Sections 307, 323, 148, 149, 379B and 201 IPC at Police Station Division City Kapurthala.

It is contended by learned counsel for the petitioner that the case against the petitioner is totally concocted. Even as per the case of the prosecution, all the injuries are only simple in nature. Section 307 IPC has been added in the case only because the father of the complainant is police inspector serving in Punjab Police. He has utilised his undue influence in the case. Still further it is submitted that the petitioner is in custody since 22.7.2019. There is no other case against the petitioner. Challan has already been filed. Therefore, the petitioner is not required for any investigation purposes.

On the other hand, learned counsel for the State, being instructed by the police official, submits that the petitioner is involved in a heinous crime.

He had ran the vehicle over the knees of the injured. However, it is not disputed that all the injuries are simple in nature. It is also not disputed that the petitioner is in custody since 22.7.2019 and that challan has already been filed.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

28.11.2019

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No