

CRM-M-50742-2018

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

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Date of Decision: 10.05.2019

Amandeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

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

Mr. Dhruv Dayal, Sr. DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.177 dated 30.10.2017 registered for the offences punishable under Sections 302, 120-B and 34 of the IPC and Section 25 of the Arms Act, 1959, at Police Station City Patti, District Tarn Taran.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per learned State counsel, allegation against the present petitioner is that he only disclosed the location and he was not present at the spot. He also stated that Gursewak Singh committed the murder and

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handed over pistol to the present petitioner, which was recovered from him. There is report of FSL that fire was shot from the said pistol.

The allegation against the petitioner is in respect of disclosing the location. He has not actively participated in the commission of offence. He was neither present at the spot nor had caused any injury. Moreover, co-accused, namely, Pritpal Singh and Raman Kumar @ Gora, have already been released on regular bail by this Court vide orders dated 07.05.2018 passed in CRM-M-18148-2018 and 24.09.2018 passed in CRM-M-35154-2018.

The petitioner is in custody since 01.11.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail; without expressing any opinion on the merits of the case and on the ground of parity also, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of Rs.50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

10.05.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned : Yes
Whether reportable : No