

Criminal Misc.-M-757 of 2020

Date of Decision: January 15, 2020.

Shamsher Singh alias Shera Sekhon and anotherPetitioners

versus

State of PunjabRespondent

CORAM: HON'BLE MR.JUSTICE VIVEK PURI.

Present: Mr.Achin Gupta, Advocate, for the petitioners.
 Mr.Rajesh Bhardwaj, Sr.DAG, Punjab.

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Vivek Puri, J. (Oral)

FIR No.242 dated 23.09.2019, under Sections 307, 34 IPC and Sections 25, 27 of the Arms Act, Police Station City Faridkot, has been registered against the petitioners on the basis of statement of Davinder Singh @ Pintu, alleging that on 23.09.2019 at 9.15 p.m., he alongwith his son were proceeding in his car. At about 9.30 p.m., when they parked their car outside their house, then two unknown young boys came on motorcycle and fired shot with intention to kill them. However, the fire shot hit the car and the boys fled away.

It has been stated that the arrest of the petitioners was effected on 12.10.2019 and they have not been named in the FIR.

On the contrary, it is stated by the learned State counsel that subsequently FIR No.269 dated 12.10.2019 under Section 25 of the Arms Act was registered against the petitioners and another person Remandeep Singh. During the investigation of the said case, the petitioners have confessed their involvement in the case. Besides, recovery was effected

from them. It has not been disputed that no empty cartridges of bullet were

recovered from the place of occurrence. The investigation is complete and challan has been presented in the Court. Trial of the case will take sufficient long time. No fruitful purpose will be served to retain the petitioners behind the bars.

Without commenting upon the merits of the case and after keeping in view the facts and circumstances of the case, it would be appropriate to direct the petitioners to be released on regular bail. Accordingly, the petitioners are directed to be released on regular bail subject to their furnishing adequate surety bonds to the satisfaction of the trial Court/Duty Magistrate.

Accordingly, the petition is allowed with the aforesaid directions.

January 15, 2020
mohinder

(VIVEK PURI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No