

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

CRM-M-764-2020

Date of decision: - 30.01.2020

Gurjit Singh @ Jeeta

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Amit Arora, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 230 dated 01.12.2018 registered under Sections 307, 34 IPC and Sections 25, 27 of Arms Act, 1959, at Police Station Sadar Patti, District Tarn Taran.

Learned counsel for the petitioner states that a gun shot injury on the back side of the right leg has been attributed to the petitioner and he has been in custody since 16.02.2019.

On the instructions from ASI Gurnam Singh, learned State counsel states that charges have been framed and out of 20 prosecution witnesses, only 1 prosecution witness has been examined.

I have heard the learned counsel for the parties. The petitioner has been in custody since 16.02.2019 and charges have been framed, the trial will take time to conclude and no useful purpose would be served by detaining the petitioner behind the bars. Further it will be a debatable question whether the gun shot injury inflicted by the petitioner is covered under Section 307 IPC which is to be determined at the time of final adjudication of pending trial.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

30.01.2020
Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No