

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

Crl. Misc. No. M-1527 of 2020 (O&amp;M)

Date of Decision: October 05, 2020

Tarsem Singh

.....Petitioner

versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL**

Present: Mr. Vaibhav Narang, Advocate  
for the petitioner

Mr. Ajay Pal Singh Gill, DAG Punjab

**Sudhir Mittal, J. (Oral)****Crl. Misc. No. 17106 of 2020**

Dismissed as having been rendered infructuous.

**Crl. Misc. No. M-1527 of 2020**

The petitioner seeks grant of regular bail in case FIR No. 47 dated 10.06.2017 registered under Sections 307, 323, 148, 149 IPC and Sections 25, 27 of the Arms Act, 1959 at Police Station Bhindi Saidan, District Amritsar Rural.

Learned counsel for the petitioner submits that the petitioner has been in custody for the last one year. The trial is not likely to be concluded at an early date as only 8 PWs out of a total of 21 PWs have been examined. The petitioner is referred to as Buta Singh son of Kala Singh in the FIR and his role is of having shot the complainant above the left knee. Whether the said Buta Singh son of Kala Singh is the petitioner or not is a matter of trial and in view of the fact that the trial is not likely to be concluded at an early date the petitioner deserves to be granted regular bail.

Custody certificate dated 05.10.2020 has been presented in the Court.

The same is taken on record. According to this custody certificate, the petitioner

has undergone actual custody of 1 year and 11 days and there are two other cases pending against him, in which he is on bail.

Learned State counsel submits that the petitioner has inflicted gun shot wound above the left knee of the complainant and he does not deserve to be granted regular bail.

From the above, it is evident that the trial is not likely to be concluded at an early date. It is also evident that the petitioner has been in custody for 1 year and 11 days and he is on bail in the other two cases pending against him. There is a dispute regarding the identity of the petitioner and under the circumstances, I deem it appropriate to grant him regular bail.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

October 05, 2020

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**[SUDHIR MITTAL]**  
**JUDGE**

**Whether speaking/reasoned : Yes/No**

**Whether Reportable : Yes/No**