

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-2162-2020 (O&M)
Date of Decision:- 14.2.2020

Sukhjinder Singh @ Kaka

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sukhjit Singh, Advocate, for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. Petitioner has approached this Court seeking grant of regular bail in case, FIR No.13, dated 31.01.2019, under Sections 394, 452, 336, 148, 149, 34 IPC and Sections 25/27 of Arms Act (Sections 379 and 411 IPC added later on), Police Station Ajitwal, District Moga.
2. The FIR was registered at the instance of Smt. Rajni Chawla wherein it has been alleged that on 31.1.2019 when she was present in her shop then at about 05:30 p.m., two Hindu gentlemen came inside her shop and one of them who was brandishing a pistol, pointed the same towards her and demanded cash, upon which there were arguments

between them. It is further alleged therein that the said persons opened fire in the shop and one of the shots hit on the glass of the counter in the shop. Upon alarm being raised, the said persons went out of the shop and sat on a black coloured motorcycle on which their third companion was sitting and all three of them made good their escape on the said motorcycle.

3. Learned counsel submits that the petitioner has submitted that he has falsely been implicated in the present case and is not named in the FIR and is being nominated as an accused on the basis of disclosure statement alleged to have been made by the petitioner himself on 5.2.2019 when he was apprehended in connection with some other case.
4. Opposing the petition, learned State counsel has submitted that since the petitioner himself has admitted his involvement in the present case, no case for grant of bail is made out. It has however been informed that petitioner has been behind bars since the last about almost one year and that challan already stands presented.
5. In view of the facts and circumstances of the case and without commenting anything on merits of the main case and while keeping in view the incarceration of the petitioner who has been behind bars since the last about one year, further detention of the petitioner will not serve any useful purpose.
6. The petition, as such, is accepted and it is ordered that petitioner be released on bail on his furnishing bail bonds/surety bonds to the

satisfaction of learned trial Court/Chief Judicial Magistrate/Duty
Magistrate, concerned.

February 14, 2020
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(GURVINDER SINGH GILL)
JUDGE

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