

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

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CRM-M No.14876 of 2020
Date of Decision :26.06.2020

Gurwinder Singh alias Tibbi Boxer

....Petitioner(s)

v/s

State of Punjab

....Respondent(s)

Coram : **Hon'ble Mr. Justice B.S. Walia**

Present: Mr. B.S. Sidhu, Advocate for the petitioner(s).
 Mr. H.S. Sullar, DAG, Punjab.

B.S. Walia, J. (Oral)

[1] Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.

[2] Prayer in the petition under Section 439 of Cr.P.C. is for grant of regular bail to the petitioner during the pendency of the trial in case FIR No.15 dated 14.01.2020, registered under Sections 307, 427, 506, 148 and 149 of IPC, besides, Section 25 of the Arms Act at Police Station City Sunam, District Sangrur.

[3] Learned counsel for the petitioner contends that no specific injury has been attributed to the petitioner whereas injury by fire arm has been attributed to co-accused Kapil Sharma @ Mani Pandit and the injuries caused by the fire-arm on the person of Lakhwinder Singh and Gagandeep Singh i.e. complainant party were declared simple in nature by the doctor. Cross version case under Section 308 IPC etc. has also been registered on the statement of injured Kapil Sharma against the complainant party. The petitioner is in custody since 15.01.2020. Investigation is complete. Challan has been filed. Charges have been framed and out of 18 witnesses, none has

been examined till date. Therefore, no useful purposes would be served by keeping the petitioner in custody especially during the current situation of pandemic Covid-19. Learned counsel further contends that co-accused Karandeep Singh @ Rammi and Balbir Singh who are identically situated as the petitioner inasmuch as no specific injury has been attributed to them also have been released on bail by this Court vide order Annexure P/3 dated 08.06.2020 in CRM-M No.13021 of 2020.

[4] Learned State counsel states that admittedly challan has been presented and none of the 18 witnesses have been examined as also that co-accused Karandeep Singh @ Rammi and Balbir Singh are similarly situated as the petitioner and have been granted bail in CRM –M No.13021 of 2020.

[5] In the light of the position as noted above as also the prevailing pandemic of Covid-19 situation in the country, no useful purpose would be served by keeping the petitioner behind bars. Accordingly, the petition for regular bail is allowed. Petitioner is ordered to be released on bail subject to his furnishing adequate bail bonds to the satisfaction of the learned CJM/trial Court/Duty Magistrate, Sangrur.

[6] However, nothing stated hereinabove would be construed as an expression of opinion on the merits of the case.

(B.S. Walia)
Judge

June 26, 2020
'Rajneesh-Amit-Ps'

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No