

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

203

CRM-M No.18815 of 2021(O&M)

Date of Decision: 25.05.2021

Lakhwinder Singh @ Lakha

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. P.B.S. Goraya, Advocate for petitioner.

Mr. Mehardeep Singh, Additional A.G. Punjab.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C has been moved by petitioner- **Lakhwinder Singh @ Lakha** for grant of regular bail in case FIR No.54 dated 22.03.2018 under Sections 148, 307, 326 and 341 IPC read with Section 149 IPC and Sections 25 and 27 of Arms Act, registered at Police Station Chheharta, District Amritsar.

Learned counsel for the petitioner *inter alia* contends that prosecution version, as alleged, is totally concocted one and there is no iota of truth therein. He further submits that allegedly co-accused namely Garjinder Singh @ Dholu and Jagtar Singh @ Jagga had fired from their

respective fire-arm weapons causing injuries on the person of complainant-Jagroop Singh @ Jodha. He further urges that both Garjinder Singh @ Dholu and Jagtar Singh @ Jagga have already been extended concession of regular bail by this Court, vide order dated 20.09.2018 passed in CRM-M-27470-2018 and order dated 12.11.2018 passed in CRM-M-42891-2018 respectively. He further urges that petitioner has been arrayed as accused merely on the disclosure statement of co-accused as weapons of offence allegedly used in the commission of offence were brought from the petitioner. He further urges that petitioner is in custody since 18.10.2019. He further submits that after completion of investigation, final report under Section 173 Cr.P.C. (*Challan*) has already been presented in the Court. He further submits that since trial of the case would take sufficient time to conclude no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing the cause of petitioner has vehemently argued that in view of seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and gone through the contents of petition.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 18.10.2019; that *Challan* has already been presented in the Court and since consequent trial of the case would take sufficient time to conclude, no useful purpose would

be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner- **Lakhwinder Singh @ Lakha** is allowed and he is ordered to be released on bail on his furnishing personal bond and surety bond to the satisfaction of Trial Court/ Chief Judicial Magistrate/Duty Magistrate, Amritsar, as the case may be.

(LALIT BATRA)
JUDGE

25.05.2021

D.Gulati

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