

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

CRM-M-22198-2021 (O&M)

Date of decision: 08.11.2021

Gurpreet Singh @ Gopi

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. S.K. Bakolia, Advocate for the petitioner.

Mr. H.S. Multani, AAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 234 dated 06.12.2020, registered under Sections 307, 379-B, 353, 186, 188, 34 IPC, and Section 51 of the Disaster Management Act, 2005, (Section 25 of the Arms Act, Sections 148 and 149 IPC and Section 25 (IAB) Act were added and Section 34 IPC was deleted, later on), and at Police Station Dharamkot, District Moga.

Learned counsel for the petitioner submits that the petitioner has falsely been involved in the present case. The allegation against the petitioner is that that he along with co-accused Jaspreet Singh @ Jassa, have given brick blows on the police officials, which hit on the forehead, nose,

eyes, left side of the face and also snatched mobile phone. The petitioner has been in custody since 08.12.2020. Moreover, two co-accused, namely, Ajay Singh and Harpreet Singh, have already been granted regular bail.

Learned State counsel, while vehemently opposing the prayer for bail submits that five accused were arrested and AK47 and one .315 pistol along with 5 live cartridges were recovered from them. However, he does not dispute the custody period of the petitioner and submits that prosecution witnesses are yet to be examined.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 08.12.2020. The only attribution to the petitioner is that he along with other accused given brick blows on the police officials. The prosecution witnesses are yet to be examined, therefore, the conclusion of the trial would take a long time. Moreover, two co-accused have already been granted regular bail. Hence, no useful purpose would be served by keeping the petitioner behind the bars.

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 on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

08.11.2021

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No