

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

**CRM-M-31867-2021
Date of Decision: 12.08.2021**

Harmanpreet Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Avneesh Jhingan

Present : Mr. Vipul Aggarwal, Advocate
for the petitioner.

Ms. Monika Jalota, DAG, Punjab
for the respondent-State.

AVNEESH JHINGAN , J.(Oral)

1. The matter is taken up for hearing through video conference due to COVID-19 situation.
2. This is a petition seeking regular bail in FIR No. 144 dated 21.06.2021 under Section 304-A of IPC, 1860 (Section 304 of IPC added later on) and under Section 25 of Arms Act, 1959 registered at Police Station Rama Mandi, District Police Commissionerate Jalandhar.
3. On 21.06.2021, ruqa was received by the police informing that in house of Inderjit Singh, Harbir Singh @ Happy Sandhu, Varun and Mukul and two or three unknown persons were having fire arms and while playing with the weapons, the shot was fired which hit Happy.
4. Learned counsel for the petitioner submits that petitioner has been falsely implicated and was nominated later on, on the basis of some CCTV footage. He was not present at the spot, rather was called for taking the injured to the hospital.

5. Learned State counsel opposes the grant of bail, however, on instructions-ASI Ajmer Lal, fairly submits that Charanjit Kaur, mother of the deceased-Happy has supported the version of the petitioner that he was not involved in the incident.

6. The petitioner is in custody since 25.06.2021, no recovery is to be made and his presence at the spot is doubtful.

7. Considering the facts and circumstance in totality and that conclusion of trial is likely to take time, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

8. The petition is allowed.

9. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

(AVNEESH JHINGAN)
JUDGE

12.08.2021

Parveen Sharma

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No