

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

CRM-M-45995-2021

Date of Decision: 10th November, 2021

Davinder Singh @ Saabi

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Vishal Kumar, Advocate for the petitioner.

Ms. Monika Jalota, Deputy Advocate General, Punjab
for the respondent-State.

AVNEESH JHINGAN , J.(Oral)

1. Due to COVID-19 situation, the Court is convened through video conference.

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 it was an accidental death. There is no motive or specific role attributed to the petitioner. Co-accused were granted bail by this Court.

5. Learned State counsel opposes the prayer for grant of regular bail and submits that there was a recovery of a pistol and live cartridge.

She further submits that petitioner is involved in two more FIRs.

6. The petitioner is in custody since 25th June, 2021, no recovery is to be made. The role and involvement in the incident is debatable. The involvement of the petitioner in other two FIR itself would not be ground to deprive the personal liberty. Conclusion of the trial is likely to take time, co-accused were granted bail by this Court, petitioner is granted bail.
7. The petition is allowed.
8. 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

10th November, 2021
Parveen Sharma

Whether reasoned/speaking	Yes/No
<i>Whether reportable</i>	<i>Yes/No</i>