

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

**CRM-M-516-2022
Date of decision: 20.04.2022**

Jagdeep Singh @ Jaggi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Rakesh Gupta, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 113 dated 23.11.2021, registered under Sections 307, 323, 506, 148, 149 of the IPC and Section 25 of the Arms Act, 1959 at Police Station Badali Ala Singh, District Fatehgarh Sahib.

Learned counsel for the petitioner submits that the FIR was registered at the instance of one Gurpreet Singh with the allegations that he is working in a laboratory and about ten days ago, Monu and Babbal had come to his laboratory and had verbal spat. While leaving, both of them had threatened. On 22.11.2021, the complainant along with Hardeep Singh, Ravinder Singh and Gurpreet Singh were going in a car and in the meantime, Babbal's brother namely Jaggi (the present petitioner) knocked at the window of the car. On this, all of them came out of the car and the petitioner raised an objection that why have they parked their car outside his barber shop. Thereafter, an argument took place between them. Later on, the

petitioner armed with Danda, Babbal armed with iron rod, Bhalinder armed with wooden Danda, Shamshad Ali @ Jaggi and Monu came out and Babbal raised lalkara for teaching a lesson and they all attacked the complainant's party. Jaggi and Monu caught hold of Hardeep Singh and Shamshad Ali @ Jaggi fired shot in the abdomen of Hardeep Singh with intention to kill him and he fell down. Bhalinder Singh gave a Danda blow on the head of Hardeep Singh and also gave him fist blows. When the raised voice, all the accused ran away from the spot.

Learned counsel further submits that the injury invoking Section 307 IPC is attributable to co-accused Shamshad Ali @ Jaggi; the petitioner is in judicial custody since 24.11.2021; challan stands presented and the petitioner is not involved in any other case.

Learned State counsel, on the basis of the custody certificate, has not disputed the factual position and submitted that challan stands presented, however, the charges are yet to be framed.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is in judicial custody since 24.11.2021; he is not involved in any other case and also in view of the fact that the conclusion of trial is likely to take a long time as even the charges are yet to be framed, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate, concerned.

20.04.2022

Waseem Ansari

*Whether speaking/reasoned
Whether reportable*

(ARVIND SINGH SANGWAN)

JUDGE

*Yes/No
Yes/No*