

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

CRM-M-8411 of 2022

DECIDED ON: 4th March, 2022

Manpreet Singgh @ Mani

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Vinod Ghai, Senior Advocate with
Ms. Kanika Ahuja, Advocate and
Mr. Edward Augustine George, Advocate for petitioner.

Mr. Amit Mehta, Sr. DAG Punjab.

Mr. Fatehjeet Singh, Advocate and
Mr. Tarun Jhatta, Advocate for complainant.

AVNEESH JHINGAN, J (ORAL)

This petition under Section 439 Cr.P.C. is filed seeking regular bail in case of FIR No.79 dated 5.6.2021, under Sections 307, 452, 148, 149, 427 IPC, 1860 (later added Section 506 IPC) and Sections 25 and 27 of Arms Act, 1959, registered at Police Station City Moga, District Moga.

The FIR was at the instance of Surinder Pal Singh. Allegedly an incident took place on 5.6.2021. There was a dispute of the complainant with Jaswinder Singh and Gagandeep Singh. The accused alongwith their accomplices attacked the complainant party and one of the heavy built person fired a shot which hit the thigh of the complainant.

Learned Senior counsel for the petitioner submits that the petitioner is in custody since 9.7.2021. Investigation is complete and no recovery is to be made from him. The matter has been compromised between the parties. He relies upon the medical evidence and submits that there is no fire arm injury on the thigh of the complainant, rather the injury has been

Learned State counsel opposes the prayer for bail and submits that the petitioner is not having clear antecedents and is involved in seven more FIRs.

Learned counsel for complainant submits that he has no objection if the bail is granted as the matter has been compromised.

Without commenting upon the merits of the case and the compromise entered into between the parties, considering the custody period and the fact that the injury attributed to the petitioner has been declared simple and there is debatable issue as to whether the petitioner fired a shot, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

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

4th March, 2022

reema

**(AVNEESH JHINGAN)
JUDGE**

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