

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-9612-2022 (O&M)
Date of decision: 02.05.2022

Jagdeep Singh @ Jaggu

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Amit Choudhary, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in DDR No.44 dated 01.04.2021 under Sections 307, 324, 120-B, 148, 149 IPC (Section 201 IPC was added later on) and Sections 25/27/54/59 of Arms Act, registered at Police Station Mullanpur Garibdas, District SAS Nagar, in FIR No.37 dated 30.03.2021 under Sections 302, 307, 506, 120-B, 148, 149 IPC and Sections 25/27 of Arms Act, registered in the same police station.

Learned counsel for the petitioner submits that aforesaid FIR was registered on the statement of Jagjeet Singh @ Jaggi, with the allegations that he is doing labour work and his uncle's son Satnam Singh @ Satta and

Sukhchain Singh met him about 02 days ago and invited him to join them at Holi. On 29.03.2021, he reached their village and met Satnam Singh @ Satta and Sukhchain Singh @ Sukhi. They all reached at a farmhouse, where accused persons were present. Sukhchain Singh @ Sukhi and Inderjit Singh @ Inder entered into a scuffle with each other and Inderjit Singh @ Inder threatened Sukhchain Singh @ Sukhi that he has two rifles, but Sukhchain Singh @ Sukhi said that he do not care about it. Later, they got a message that Sukhbir Singh @ Billa and Inderjit Singh @ Inder are calling them and when they reached to meet them, the petitioner was also there. After some time, Sukhbir Singh @ Billa, who was holding a pistol in his hand, fired towards Satnam Singh @ Satta and he fell down. Another fire was shot, which hit on his left arm. Thereafter, all the accused persons absconded from the spot and Satnam Singh @ Satta was taken to PGI, Chandigarh, where he was declared brought dead.

Learned counsel has argued that in the aforesaid FIR No.37, on a statement given by main accused Sukhbir Singh @ Billa, DDR No.44 was also registered. It is further submitted that as per cross-version, the petitioner is alleged to have given a stick blow on right hand (bicep) of Sukhbir Singh @ Billa. It is also submitted that except this, no overt act is attributed to the petitioner; he is in custody for the last 08 months and 17 days; he is not involved in any other case and challan stands presented.

Learned State counsel has filed the affidavit of Investigating Officer/ASI Gurnam Singh, Police Station Mullanpur Garibdass, District SAS Nagar and custody certificate in the Court today. In this affidavit, after

verifying the contents of FIR No.37, it is stated that vide DDR No.44, cross-version was registered and allegation against the petitioner is of giving a danda blow on bicep of complainant Sukhbir Singh @ Billa and challan stands presented.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

[ARVIND SINGH SANGWAN]
JUDGE

02.05.2022
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No