

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

CRM-M-16216-2022

Date of decision: 20.05.2022

Ravinder Singh @ Giana

....Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. A.S.Manaise, Advocate for the petitioner
Mr.Nikhil Chopra, Addl. AG, Punjab

ANIL KSHETARPAL, J (Oral)

This is petitioner's third attempt to get bail pending trial in a criminal case arising from FIR No.23 dated 20.04.2017, registered under Section 302, 307, 341, 427, 506, 148, 149, 120-B, 201, 212, 216 IPC and Section 25, 27, 54, 59 of the Arms Act, 1959, at Police Station Tibber, District Gurdaspur.

The first petition was dismissed on 10.08.2020 with the following order:-

“The petitioner prays for grant of bail pending trial in a criminal case arising from FIR no. 23 dated 20.4.2017 registered under Section 302, 307, 341, 427, 506, 148, 149, 120-B, 201, 212, 216 IPC and Section 25, 27, 54, 59 of Arms Act, at Police Station Tibber, District Gurdaspur.

The brief facts of the case have been noticed by the learned Additional Sessions Judge, Gurdaspur in order dated 3.7.2020, which are extracted as under:-

“3. The brief facts for disposal of instant bail application are that the present case has been registered on the statement of complainant Daman Mahan son of Vijay Kumar resident of Qadari Mohalla, Gurdaspur to the effect that on 20.4.2017, he (complainant) along with Harpreet Singh alias Subedar, Sahib Singh alias Happy,

Sukhchain Singh alias Jatt and Inderbir Singh were coming on the vehicle make Terrono Nissan bearing registration no.PB-06-Y-7800, after attending the court hearing. The said vehicle was being driven by him. It was about 1.45 PM, they reached underneath the Bridge of Aujula Bye Pass, then a car make Cerata came from opposite side and stopped in front of their vehicle and out of said car, assailants namely Sukh Bhikhariwal, Giana Kharla, Harry Chatha, Majithia, Vicky Gonder and Gopy armed with pistols alighted and started firing towards the complainant and his associates. In said firing, above named Harpreet Singh alias Subedar, Sukhchain Singh alias Jatt, Sahib Singh alias Happy sustained injuries. However, the complainant and Inderbir Singh saved themselves by running from the spot. The assailants ran away from the spot along with their respective weapons while hurling threats. Injured persons removed to Civil Hospital Gurdaspur, where Harpreet Singh alias Subedar and Sukhchain Singh alias Jatt were declared brought dead. However, due to critical condition of Sahib Singh, he was referred to Guru Nanak Dev Hospital Amritsar.”

Learned counsel for the petitioner contends that the first informant has not identified the petitioner when he deposed before the Court.

On the other hand, learned State counsel has submitted that the petitioner is a well known gangster. He is also a previous convict. There are 10 more criminal cases pending against him. In the present case, three persons have lost their lives.

Keeping in view the aforesaid facts, no ground to grant bail to the petitioner is made out.

Hence, dismissed.”

The second petition was dismissed on 03.11.2021.

Learned counsel representing the petitioner contends that

the State is not producing prosecution witnesses. On the other hand,

learned State counsel has informed the Court that 10 witnesses out of total 46 proposed witnesses, have already been examined.

Keeping in view the aforesaid facts, no ground to grant the concession of regular bail to the petitioner is made out.

Hence, dismissed. However, the trial court is requested to make all sincere endeavours for expeditious conclusion of the trial.

All the pending miscellaneous applications, if any, are also disposed of.

20.05.2022

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE