

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16741-2022

Date of decision : 20.5.2022

Vicky Garg alias Lala

..... Petitioner (s)

Versus

State of Punjab

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Vishal Aggarwal, Advocate
for petitioner.

Mr. B.S. Sewak, Additional A.G. Punjab.

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HARINDER SINGH SIDHU, J.

This is a petition filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 125, dated 20.9.2020 registered under Sections 307, 506, 148, 149 IPC and under Sections 25, 27 of Arms Act at Police Station Julkan, District Patiala.

FIR was lodged on the complaint of one Kamsir Chand who stated that on 20.9.2020, he alongwith his nephews Naresh Kumar and Balwinder Ram had gone to cut the standing crop from the land which was purchased by them. Meanwhile, a car came there. Gurpreet Singh, Harpreet Singh, Kashmir Singh and 2 unknown persons got out of the car. Gurpreet Singh raised a lalkara. He caught hold of complainant with his arms. One of the unidentified person fired with pistol towards complainant hitting him on his left knee. The other unidentified person also fired at complainant. Harpreet Singh caused injuries to Naresh Kumar on his left leg with iron pipe. Kashmir Singh caused injuries on the leg and arm of Balwinder Singh with iron patti. On noise being raised, all accused ran away.

During investigation, Harpreet Singh was arrested. He disclosed that Lovepreet Singh and Varis Verma were the persons who had fired towards complainant. They were the persons who were carrying the pistols. Lovepreet Singh and Varis Verma were arrested on 21.1.2021. During investigation, they disclosed that pistols used in the incident had been supplied by petitioner.

The petitioner is in custody since 20.9.2020 (about 8 ½ months) The investigation in the case is complete.

Mr. Aggarwal, learned counsel for petitioner states that other than disclosure statement, there is nothing to connect the petitioner with the crime. Though there are number of cases registered against petitioner, however, he is on bail in most of the cases.

Considering the aforesaid facts and circumstances, no useful purpose would be served by keeping the petitioner behind bars. Hence, petition is allowed. Petitioner Vicky Garg alias Lal is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of learned Trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

It is made clear the if the petitioner is involved in any other similar nature of case in future, this bail is liable to be cancelled.

(HARINDER SINGH SIDHU)
JUDGE

20.5.2022
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No