

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-21141-2021

Date of Decision: 22.8.2022

Amrinder Singh @ Bobby @ Mangal

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Nitin Neil, Advocate, for
Mr. K.B.Raheja, Advocate,
for the petitioner.

Mr. Jaspal Singh Guru, AAG, Punjab

KARAMJIT SINGH, J.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.47 dated 22.7.2020 registered for the offences punishable under Sections 307, 341, 34 IPC and Sections 25, 27, 30-A of Arms Act (Section 30-A added later on) at Police Station Sadiq, District Faridkot.

Counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and is languishing behind the bars for the last more than 2 years and is having no criminal history. He further submits that complainant-Gurminder Singh and injured Samunderdep Singh have been examined during the trial and copies of their testimonies are available on record.

Counsel for the petitioner contends that it will take considerable time for the trial to conclude and as such, made prayer for

grant of regular bail to the petitioner.

Present petition is opposed by the State counsel who filed status report along with Annexures R-1 and R-2 which are taken on record. He submits that the petitioner is the main accused who fired shot from his revolver which hit injured Samunderdeep Singh. However, the fact regarding recording of statement of Gurminder Singh and Samunderdeep Singh has not been refuted by the State counsel and copies of the said statements are Annexures R-1 and R-2.

As per custody certificate furnished by the State counsel, the petitioner has been incarcerated for the last more than 2 years and is having no criminal antecedents. Admittedly, complainant-Gurminder Singh and injured Samunderdeep Singh have been examined during the trial. So, there is no apprehension that if released on bail, the petitioner is going to influence the material witnesses. However, it will take time for conclusion of the trial. So, no purpose is going to be served by prolonging the judicial incarceration of the petitioner.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

August 22, 2022

Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No