

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

CRM-M-25788 of 2022

Date of Decision: 29th July, 2022

Gagandeep Singh @ Happy

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Ms. Parminder Kaur, Advocate for the petitioner.
Mr. Amit Mehta, Senior DAG, Punjab.
Mr. Sahil Khunger, Advocate for the complainant.

AVNEESH JHINGAN , J.(Oral)

This petition under Section 438 Cr.P.C. is filed seeking anticipatory bail in FIR No. 112 dated 17.5.2022, under Section 307 IPC and Sections 25 and 27 of the Arms Act, 1959 registered at Police Station Division 7, District Police Commissionerate Ludhiana.

The FIR was got registered at the instance of Kamaldeep Singh. On 16.5.2022, while returning home in his car bearing registration No. PB-10-HB-2148 he reached near petrol pump Guru Arjun Dev Nagar. Gagandeep Singh (petitioner) was coming from the petrol pump. He stopped the complainant and when the complainant opened the window glass, he was fired at by the petitioner. The complainant sustained a bullet injury on the left arm.

Learned counsel for the petitioner submits that it is a case of false implication, there is an old rivalry between the accused and the complainant.

Learned counsel for the State appearing on advance notice opposes the prayer for grant of anticipatory bail. He submits that the complainant had sustained a fire arm injury, weapon is to be recovered and the motive behind the attack is to be un-earthed.

The allegations against the petitioner are serious. The

petitioner had fired a shot at the complainant. The fire arm injury was sustained on the left arm. *Prima facie*, a case is made out for custodial interrogation, for recovery of the weapon used and deeper probe is needed to unearth the motive behind the incident.

No case is made out for grant of anticipatory bail.

The petition is dismissed.

(AVNEESH JHINGAN)
JUDGE

29th July, 2022
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Whether reasoned/speaking	Yes
Whether reportable	No