

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-32777-2022

Date of Decision: 8.9.2022

Jaman Singh

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. J.S.Warring, 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.29 dated 11.5.2019 registered for the offences punishable under Sections 336 IPC and Section 25 of Arms Act (Sections 307, 427, 120-B IPC and Section 27 of Arms Act added later on) at Police Station Naya Gaon, District SAS Nagar.

Counsel for the petitioner submits that FIR in the present case was registered on the basis of the statement of complainant-Paramjit Kaur in which she alleged that some boys came on two motorcycles and started firing in front of her house but no one sustained injuries due to the said firing. He further submits that the petitioner is in custody for the last more than 2 years and 9 months and that the trial is not proceeding further and as such, prayer is made for grant of regular bail to the petitioner.

Present petition is opposed by the State counsel. However, he

has not disputed the fact that it was a no injury case and that the petitioner is in custody for the last more than 2 years and 9 months and that the trial is yet to commence.

I have considered the submissions made by the counsel for the parties.

FIR in this case was registered against unknown persons who fired shots in front of the house of the complainant and thereafter, fled away from there. No one sustained injuries due to the aforesaid firing. Admittedly, the petitioner is in custody for the last more than 2 years and 9 months in the present case in which charges are yet to be framed.

It will take considerable time for conclusion of trial. Thus, no useful purpose is going to be served by keeping the petitioner in custody for any longer period.

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

September 8, 2022

Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No