

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

CRM-M-44471-2022

Date of decision : 29.09.2022

Amanpreet Singh

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Yashwant Singh Rathore, Advocate with
Ms. Sudha Singh, Advocate and
Mr. Yuvraj Singh Rathore, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. A.G., Haryana.

PANKAJ JAIN, J. (Oral)

Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.649, dated 20.09.2021, registered for the offences punishable under Section 201, 307, 323, 34 and 120-B of IPC and Section 25 of Arms Act at Police Station Assandh, District Karnal.

2. Custody certificate filed by learned State counsel is taken on record.

3. FIR was registered at the behest of Jai Karan, who stated that while he was coming back from the barbar shop, two young men came on the motorcycle. The pillion rider fired at him. The shot hit came on the right elbow.

4. Counsel for the petitioner submits that the petitioner was not named in the FIR. During investigation, he has been roped in on the basis of disclosure made by Ranjeet Singh. He further submits that the petitioner is behind bar since 27.09.2021. Co-accused namely Satnam Singh from whom weapon is alleged to have been recovered stands admitted to bail by this Court vide order dated 24.05.2022 passed by this

Court in CRM-M-8995-2022. Likewise, Ranjeet Singh already stands admitted to regular bail vide order dated 25.08.2022 passed in CRM-M-17112-2022.

5. It has been contended by the counsel that the disclosure suffered by Ranjeet Singh on the basis of which the petitioner has been nominated cannot be read against the petitioner. Challan already stands presented. He thus submits that there cannot be any apprehension that the petitioner shall tamper with the evidence.

6. Learned State counsel does not dispute the afore stated factual position based on records. However, he submits that during investigation, Ranjeet Singh co-accused has nominated the petitioner.

7. I have heard counsel for the parties and gone through the records of the case.

8. Keeping in view the long incarceration suffered by the petitioner and the fact that the investigation already stands concluded and the challan stands presented, the present petition is allowed.

9. Without commenting on the merits of the case, he is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

10. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

29.09.2022

Dinesh

Whether speaking/reasoned :

Yes

Whether Reportable :

No