

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

CRM-M-54599-2021 (O&M)

Date of decision: 19.04.2022

Parbhkaran Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 0197 dated 15.10.2021, registered under Sections 307, 34 of the IPC and Sections 25, 27 of the Arms Act, 1959 at Police Station Shahkot, District Jalandhar (Rural).

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of SI Sanjivan Singh, it is stated that while on a patrol duty, he received a secret information, in which the informer told him that when he was going near a railway crossing flyover, he noticed that a white color car was parked there and a young man was sitting on the driver seat and one person is sitting on the back seat. The windows of the car were open and two persons were standing outside the car and all of them were talking and fighting with each other by using abusive language. Suddenly, he heard a gun shot sound from the car and saw that the person sitting on the back seat was holding a gun and fired on

the person who was sitting on the driver seat. Thereafter, all the persons put the driver on the back seat of the car and drove the car towards Nakodar side.

Learned counsel for the petitioner further submits that the petitioner was named as one of the persons, who were standing outside the car. Learned counsel further submits that the petitioner is in judicial custody for the last more than 06 months.

Learned State counsel has filed the custody certificate and submitted that during investigation, injured person was identified as Jaswinder Singh @ Binder and the person, who fired gunshot as Jagga, however, till date none of them has been traced or arrested.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the aforesaid submissions of learned counsel for the parties and also in view of the fact that the petitioner is in judicial custody for the last more than 06 months, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

19.04.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No