

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

**CRM-M-55522 of 2022
Date of Decision:-06.12.2022**

Jasbir @ Jassa

....Petitioner

Vs.

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Jitender Dhanda, Advocate
for the petitioner.

Mr. Naveen K. Sheoran, DAG, Haryana.

KARAMJIT SINGH, J.(Oral)

Prayer is for grant for regular bail to the petitioner in case having FIR No.133 dated 04.06.2022 registered under Sections 148, 149, 341, 323, 307, 506, 120 B IPC and Section 27 of Arms Act, 1959 Police Station Sadar Tohana, District Fatehabad.

The counsel for the petitioner has submitted that the petitioner has been falsely implicated in this case. The counsel for the petitioner has further submitted that some land dispute is going between the complainant and co-accused Satnarayan. It is further submitted that no fire arm injuries have been attributed to the petitioner and he was empty handed. It is further submitted that the petitioner is in custody since 16.08.2022 and after completion of investigation the police has presented the challan. The counsel for the petitioner has further submitted that similarly situated co-accused

Paramjeet and Vinod @ Kala are granted concession of regular bail by this Court vide order dated 23.11.2022 in CRM-M-53112-2022.

The present petition is resisted by the State counsel who contended that the petitioner along with Parmjeet Singh and Vinod @ Kala and Karambir @ Behra caught hold of Pardeep and then co-accused Satnarayan fired at Pardeep with his licensed revolver as a result of which he sustained injuries. However, the State counsel has not disputed the fact that no fire arm injury is attributed to the present petitioner who was arrested on 16.08.2022 and that on conclusion of investigation, the challan has been presented by the police.

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

There are allegations against the petitioner that at the time of occurrence he along with Karambir @ Bhera, Jasvir and Vinod @ Kala caught hold of Pardeep while co-accused Satnarayan fired at him with his licensed revolver and Pardeep suffered fire arm injuries and thereafter, all the accused fled away from spot and while doing so licensed revolver of co-accused Satnarayan fell on the ground and the same was picked up by Vinod @ Kala and the said licensed weapon was later on recovered by the police at the instance of Vinod @ Kala. Further, in this case main accused Satnarayan was arrested and is lodged in custody. Similarly situated co-accused Paramjit Singh and Karambir @ Bhera are granted regular bail by this Court vide orders dated 23.11.2022 and 28.10.2022 respectively.

After completion of investigation, the police has presented the challan, but it will take time for the trial to culminate even after its commencement.

In light of the above, this court is of the view, no purpose is going to be served by keeping the petitioner in custody for any longer period. Thus, without commenting on the merits of the case the present petition is hereby accepted and the petitioner is ordered to be released on bail subject to furnishing bail and surety bonds to the satisfaction of the Trial Court/CJM/Duty Magistrate concerned.

Disposed of accordingly, so also the pending miscellaneous application(s), if any.

06.12.2022

P. Chawla

**(KARAMJIT SINGH)
JUDGE**

Whether reasoned / speaking?

Yes / No

Whether reportable?

Yes / No