

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

244

CRM-M-35371-2023
Date of Decision.:02.11.2023

Surinder Singh @ Sunny
Vs.
State of Punjab

.....Petitioner

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Kuldip Singh, Advocate
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.15 dated 20.02.2023 registered under Sections 307, 452, 323, 427, 148, 149 of the IPC and Section 25 of Arms Act registered at Police Station Arniwala, District Fazilka.

2. As per the allegations, petitioner accompanied by approx. 10 other persons approached the house of the complainant at about 03:00 p.m. on 20.02.2023 and that petitioner fired a shot towards the complainant with an intention to kill him. However, complainant ducked and saved himself. It is alleged that accused then broke the door of the house of the complainant and inflicted injuries to him by entering inside.

3. It is contended by learned counsel that no injury by firearms shot was caused to the complainant; that petitioner is in custody for the last more than 08 months; that trial may take time to conclude and so, he be

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allowed bail. Learned counsel further contends that petitioner is also facing trial in one more case but he is on bail in that case.

4. Status report by way of an affidavit of Shri Achhru Ram, PPS, Deputy Superintendent of Police, Sub-Division Jalalabad, District Fazilka has been filed on behalf of respondent- State.

5. Learned State counsel does not refute the aforesaid contentions to the effect that the shot fired by the petitioner did not hit the complainant. As per the custody certificate placed on record, petitioner is in custody for the last 08 months and 11 days. He is involved in one more case but he is on bail in that case.

6. Having regard to the above facts and circumstances, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

November 02, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No