

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

205

CRM-M-35207 of 2023
DATE OF DECISION:-27.07.2023

Satnam Singh

...Petitioner

VS.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Piyush Sharma, Advocate for the petitioner.

Mr. S. S. Aulakh, AAG, Punjab.

Mr. J. S. Grewal, Advocate for the complainant.

HARKESH MANUJA, J.

1. By way of present petition filed under Section 439 of the Code of Criminal Procedure, 1973, prayer has been made for grant of regular bail pending trial in FIR No.26 dated 16.02.2023 (Annexure P-1) for the offence under Sections 307, 379-B, 34 IPC, 1860, registered at Police Station Zira, District Ferozepur. (Punjab).

2. Learned counsel for the petitioner submits that the allegations levelled against the petitioner are that he fired shot at the injured/complainant.

3. Learned counsel for the petitioner submits that in the present case investigation already stands concluded with the filing of *challan*. He further submits that petitioner has already remained behind the bars for a period of almost 5 months now and no useful purpose is going to be served to extend his custody any further.

4. On the other hand, learned State counsel opposes the prayer made herein while submitting that as per investigation, it is the petitioner who

fired shot at the complainant-injured.

5. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

6. In the present case, investigation already stands concluded with the filing of *challan* on 15.05.2023 and the petitioner is already in custody for a period of 5 months now. Moreover, petitioner and injured have already resolved their misunderstanding and an affidavit to this effect has also been appended along with the present petition, therefore I do not find any reason to extend the incarceration of the petitioner any further.

7. In view of the above, without commenting anything on the merits, lest it may prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the concerned learned trial Court/Duty Magistrate.

27.07.2023
anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned:	Yes/No
whether reportable:	Yes/No