

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

208

CRM-M 46125 of 2022

Date of Decision: 20.01.2023

Gurmukh Singh

.....*Petitioner*

Versus

State of Punjab

.....*Respondent*

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Ms. Kuljit Kaur, Advocate for
Mr. H.S. Sidhu, Advocate for the petitioner.

Ms. Himani Arora, AAG, Punjab.

GURBIR SINGH, J (ORAL)

The petitioner has filed the present petition praying for grant of regular bail in case FIR No.30 dated 03.05.2022 under Sections 307, 435, 427, 148 and 149 IPC and Section 25 and 27 of Arms Act, registered at Police Station Kabirpur (Ahali Kalan) District Kapurthala.

Status report by way of affidavit of Sukhwinder Singh, PPS, Deputy Superintendent of Police, Sub-Division Sultanpur Lodhi, District Kapurthala, on behalf of respondent-State, is filed in Court today. The same is taken on record.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. It is a case of no injury rather petitioner suffered injuries at the hand of other party. He further submits that it is a case of version and cross-version and it is yet to be ascertained as to which party was the aggressor one. Co-accused, Gurwinder Singh, Gurdev Singh and Sukhchain Singh have already been granted concession of regular bail by the Co-ordinate Bench of this Court in CRM-M-55945-2022, CRM-M-55623-2022 and CRM-M-52804-2022 respectively.

Learned State counsel has vehemently opposed the prayer for grant of regular bail to the petitioner. He does not dispute the custody period of the petitioner.

Heard.

The petitioner has been in custody since 14.05.2022. It is a case of version and cross-version. Co-accused have already been enlarged on bail. Accordingly, without commenting anything on the merits of the case and taking into account the fact that the trial is not likely to be concluded in near future, in my opinion, no useful purpose would be served by detaining the petitioner behind bars any further. The petition, as such, is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned Illaqa Magistrate/Duty Magistrate concerned.

If any attempt whatsoever is made by the petitioner to contact/threaten/intimidate any member of the complainant's family (also the family of the petitioner), the complainant/State shall be at liberty to move an application for cancellation of bail granted vide this order.

(GURBIR SINGH)
JUDGE

January 20, 2023

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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No