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

228

CRM-M-48956-2023

Date of decision : 06.12.2023

Navroop Singh @ Bhullar

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Navinder Jit Singh Dandiwal, Advocate
for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab.

Mr. Gagandeep Singh, Advocate for
Mr. Kuldeep Singh, Advocate
for the complainant.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.26 dated 18.04.2023, registered for the offences punishable under Sections 307, 506, 148 and 149 of IPC and Sections 25, 27, 54 and 59 of Arms Act, at Police Station Jhander, District Amritsar Rural.

2. Short reply by way of affidavit of Dr. Riputapan Singh, PPS, Deputy Superintendent of Police, Sub Division Ajnala, Amritsar has been filed. The same is taken on record.

3. As per the FIR, it has been alleged as under:-

“Sukhraj Singh @ Gori son of Balwinder Singh, resident of Village Terha Kalan, Tehsil Ajnala, District Amritsar aged about 24 Years, Mobile No. 88724-54992 stated in his statement that I am resident of

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abovementioned address and working as an agriculturist. On dated 18.04.2023 it will be the time about 01:00 PM, I went to Guru Ka Bagh from my Village to the shop of Barbar. Navroop Singh @ Bhullar, resident of Village Vachhoa alongwith one another person met me near Village Terha on his Fortuner and started quarrelling with me. Navroop Singh took out a dang from his Fortuner car and gave a dang blows towards me, which hit on the left side of my forehead and left side of the cheek. Then, I came to my house on my motorcycle-Platina and narrated the whole story to my father Balwinder Singh. Thereafter, Navroop Singh @ Bhullar made a call to me and threatened to kill me. Then, it will be about 02:30 PM, he asked me to come at the turn of the village in case you failed to come then we will come to your house. Then, I in trap of the aforesaid Navroop Singh and I came at the Floor Mill near the turn of our village then two vehicles one Fortuner and one i20 make of white colour were already standing there then on seeing me Navroop Singh came out of the car alongwith 4-5 unidentified persons, whose names arenot known to me. Navroop Singh was armed 12 bore rifle and unidentified persons alongwith Navroop Singh @ Bhullar started firing a shot towards me with intention to kill me. The pellets of the gun hit on my body and blood started oozing out from my body and I fell down on the ground and raised alarm 'Maar Dita Maar Dita'. People from the adjoining area gathered there. Navroop Singh @ Bhullar alongwith his companions ran away from the spot alongwith with their respective weapons. In the meantime, my family member and relatives came at the spot, my cousin and his friends Ranjit Singh took me to the Civil Hospital, Ramdass where Doctors are treated me and referred for to X-ray to Guru Nanank Dev Hospital where I am under treatment.

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Action be taken against Navroop Singh @ Bhullar and his friends. Motive behind the occurrence is that Navroop Singh and his friends used to ask me you are not spending money on parties and I backed out from his friendship and due to this reason he inflicted injuries to me. Statement has been recorded, which is correct.”

4. Counsel for the petitioner as well as respondent-complainant are *ad idem* that the parties belong to the same village and were in fact enjoying friendly relations and have settled the present dispute as well. Counsel refers to the motive spelled out in the FIR to substantiate the aforesaid assertions:-

“Motive behind the occurrence is that Navroop Singh and his friends used to ask me you are not spending money on parties and I backed out from his friendship and due to this reason he inflicted injuries to me.”

5. Keeping in view the fact that the investigation already stands concluded, challan stands presented and the fact that parties belong to the same village have now decided to live in peace and harmony, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

6. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

06.12.2023
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No