

4. Learned State counsel submitted that it is a case where the petitioner had come to the shop of the complainant and fired from his country made pistol on the complainant. He further submitted that the petitioner is involved in as many as 18 other cases of similar nature and in some of the cases, although the petitioner has been acquitted but there is a strong apprehension that in case the petitioner is released on bail, then he may not only abscond from justice but he may repeat the offence.

5. Learned State counsel also submitted on instructions from ASI Hardeep Singh, Police Station Division No.4, Ludhiana that the trial of the case is at the fag end and all the prosecution witnesses have been examined and the case is fixed for defence evidence and therefore, on this ground only the present petition may be dismissed.

6. I have heard the learned counsel for the parties.

7. The present is a fourth successive bail petition filed by the petitioner. Although the successive bail petition is certainly maintainable but considering the two facts, this Court does not deem it fit and proper to grant the concession of regular bail to the petitioner.

(i) Firstly, the allegations against the petitioner were that he had come to the shop of the complainant and fired from his country made pistol on the complainant and considering the gravity and the nature of offence, the petitioner does not deserve the concession of regular bail apart from the fact that the petitioner is stated to be involved in as many as 18 more cases of similar nature.

(ii) Secondly, as per the learned State counsel, the trial is at the fag end and all the prosecution witnesses stand examined and therefore, on this ground as well, the petitioner does not deserve the concession of regular bail.

8. Consequently, the present petition is dismissed.
9. However, anything observed hereinabove shall not be treated as an expression of opinion on the merits of the case and is meant for the purpose of deciding the present petition only.

11.03.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No