

CRM-M-36915-2023

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by the petitioner is 01 year, 11 months and 13 days and no fruitful purpose would be served by detaining the petitioner behind the bars, as the main complainant seems to have turned hostile and has denied to recognize the present petitioner. In fact, categorically stating that he is not the person who came at the spot and fired shots at Manish.

6. As far as the contention of learned State counsel with regard to pendency of other cases against petitioner No.1 is concerned, reliance can be placed upon the order of this Court rendered in CRM-M-25914-2022 titled as **“Baljinder Singh alias Rock vs. State of Punjab”** decided on 02.03.2023, wherein, this Court observed that pendency of other FIRs involving the accused-petitioner cannot be a predicament to consider the case for anticipatory bail or regular bail, as the evidence of the material involved in those FIRs can be treated in those cases alone and not material in instant FIR against the accused-petitioner to hold him guilty.

7. In the light of above discussions made hereinabove, the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

8. The present petition is, hereby, allowed.

9. However, it is made clear that anything stated hereinabove shall not be construed as an expression of opinion on the merits of the case.

24.01.2024

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Whether speaking/reasoned Yes/No

Whether reportable Yes/No

(SANDEEP MOUDGIL)
JUDGE