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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-38086-2023
Date of decision : 04.01.2023

Manveer Singh @ Manveer Rana Petitioner

versus

State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Ms. Divya Gulati, Advocate
for the petitioner.

Mr. Jaswinder Singh Arora, DAG, Punjab
with ASI Harbhej Singh.

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 F.I.R. No.0084 dated 09.06.2023, registered for the offences punishable under Sections 307, 386, 452, 34 and Section 25 of Arms Act, at Police Station Balongi, Tehsil Kharar, District SAS Nagar Mohali.
2. Petitioner has faced incarceration for 06 months and 04 days. As per contents of the FIR, it was registered on the statement of victim Rohit @ Sonu son of late Brij Mohan Gupta, wherein it was alleged as under:-

“Stated that I am resident of above mentioned address and I am owner of J.M.D. Store, which is a gift shop, situated in Village Jhampur, District SAS Nagar. I have five workers working in this gift shop. I opened the shop at 10 o'clock in the

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morning and closed the same at 9.00 in the evening. On dated 08.06.2023 at around 8.45 PM when I was preparing to close my gift shop and my workers are switching off the lights etc. and I was present on the counter, suddenly two clean shaven boys, who were aged around 23 to 25 years, entered my shop and one boy was holding knife in his hand and the other boy was having pistol in his hand. On entering the gift shop, the fellow holding the pistol in his hand, fired upon me with intention to kill me. He fired three bullets on me and I in order to save my life, started running helter skelter. Out bullets fired on me, out of the three one bullet hit in between on my left ankle and heel. I raised noise of Maar Taa Maar Taa. Then they both the assailants while saying that pick up the phone call, whatever amount we ask for, will have to pay, and both the unknown assailants left the shop while threatening me and ran away on the motorcycle which was being driven by their third accomplice. In the mean time, people gathered there My friend Raju, who is running kiriyana shop, arranged for vehicle and took me for treatment at Govt. Hospital, Sector 16, Chandigarh. From where the doctor sahib giving me first aid and referred me to PGI Chandigarh for further treatment and I am under treatment at PGI Chandigarh. The cause of enmity is that the above mentioned assailants had asked for money ransom, but I had not given them, due to which these assailants attacked me. I can identify them if brought in front of me. Kindly take legal action against all the three unidentified assailants. Statement got recorded, heard, found it correct.xx”

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3. Petitioner is stated to have suffered confessional statement while in police custody to the following effect:-

“On investigation during police remand in presence of the below mentioned witnesses, the accused Manveer Singh alias Manveer Rana has admitted that "I Alongwith Deepak alias Deepu, Dalbir had fired gun shot upon Rohit Gupta alias Sonu at Village Jhampur. Its recce was done by Nikhil, Rohit and Arjun on silver coloured Honda City car bearing No. CH-03L-1869. Later on we i.e. I, Dilbar and Deepak had done firing at Jhampur. At that time, we were carrying five pistols with us. After the crime, three pistols were taken away by Dilbar and two pistols were kept with Dikshant alias Dikshu son of Ram resident of Village Pyarewala, Police Station Raipur Rani, District Panchkula, Haryana and later on, three pistol was handed over the same at Distt. Moga by me, Dilbar and Dikshant alias Dikshu upon instance/instruction of Prince Chauhan and Kala Rana. After that incident, I alongwith Dikshant alias Dikshu and Dilbar and Gaurav alias Ghabar son of Shiv Paswan resident of H.No.3827 Village Mauli Jagran Complex, Chandigarh had fired outside the Escape Club, Sector 5, Panchkula. This firing was also done upon instruction of one Kala Rana and Prince Chauhan. I can also get arrested and can also get recovered the two pistols which are with Dikshant alias Dikshu. I can get arrested Rohit Kumar and Nikhil who are working at dhaba situated outside PGI. His Individual disclosure statement was recorded under section 27 of E.V. Act. and signatures of the witnesses are being taken.”

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4. Admittedly, no recovery has been made from the petitioner. The pistol alleged to have been used in the crime is stated to have been recovered from Deepak Kumar @ Deepu, Manish Saini @ Mani and Gaurav already stand admitted to regular bail in the orders passed by this Court in **CRM-M-56134-2023, CRM-M-59628-2023 and CRM-M-50988-2023**, respectively.
5. Keeping in view the incarceration already suffered by the petitioner and the nature of allegations against him and the evidence that has been collected by the investigating agency, 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

04.01.2024
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No