



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 51006 of 2024 (O&M)
Date of Decision: 22.10.2024

Gurpreet Singh
..... Petitioner

Versus

State of Punjab
..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Ritesh Pandey, Advocate
for the petitioner.

Mr. Siddharath Sandhu, Assistant Advocate General, Punjab
for the respondent.

HARKESH MANUJA, J. (ORAL)

The petitioner, by way of present (second) petition filed under Section 439 Cr.P.C., seeks grant of regular bail pending trial in case bearing FIR No. 105 dated 06.10.2023, under Sections 307, 452, 506 & 34 of IPC and Section 25 of Arms Act, registered at Police Station Rangar Nangal, District Batala, wherein he has been implicated on the disclosure made by one Preet @ Bawa with the allegations that the present petitioner stood guard while other co-accuseds entered into the house of complainant and gave injuries to him.

[2] Learned counsel for the petitioner submits that petitioner is in custody since 12.10.2023; the trial of the case will take long time and the co-accused-Lovepreet Singh @ Love has already been granted the concession of regular bail by this Court vide order dated 03.05.2024 (Annexure P-2)

passed in CRM-M-21056-2024, titled “***Lovepreet Singh @ Love Versus State of Punjab***”, thus, prayer is for grant of regular bail to the petitioner.

[3] Learned State Counsel vehemently opposes the prayer for grant of regular bail to the petitioner while referring to the antecedents of the petitioner, who is involved in three more cases under the provisions of Section 307 of IPC, thus, he does not deserve the concession of regular bail.

[4] I have heard learned counsel for the parties and gone through the paper-book and find substance in the submissions made on behalf of the petitioner.

[5] In the present case, the petitioner is behind the bars since 12.10.2023, i.e. for the last more than one year; the investigation already stands concluded with the filing of challan and the conclusion of trial may take some time, besides it, the implication of petitioner is based on disclosure made by co-accused Preet @ Bawa, which is yet to test the scrutiny of trial. Also, the co-accused-Lovepreet Singh @ Love has already been granted the concession of regular bail by this Court vide order dated 03.05.2024 (Annexure P-2). Thus, considering the aforesaid facts, I do not find any reason to extend the incarceration of the petitioner any further.

[6] In view of the above, but without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is **allowed** and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the Trial Court / Illaqa Magistrate / Duty Magistrate concerned.

[7] It is made clear that this order may not be construed as an expression of opinion on the merits of the case.

October 22, 2024
'dk kamra'

(HARKESH MANUJA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No