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IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM-M-30813-2024  
Date of decision:-07.01.2025

AMASHPREET SINGH ALIAS AMESH  
Versus  
STATE OF PUNJAB  
... Petitioner  
... Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY.

Present:- Mr. Amit Arora, Advocate, for the petitioner.  
Mr. Ankit Grewal, DAG, Punjab.

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SANJIV BERRY, J.(ORAL)

The instant petition has been preferred by the petitioner under Section 439 of the Criminal Procedure Code, for grant of regular bail in the following case:-

| FIR No. | Dated      | Sections                                | Police Station                |
|---------|------------|-----------------------------------------|-------------------------------|
| 52      | 16.06.2023 | 307, 506, 34 IPC and 25, 27 of Arms Act | Verowal, District Tarn Taran. |

2. Arguments heard.
3. It is *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that although there are allegations against the petitioner and other co-accused having fired from their weapons but no one was injured in the occurrence. He contends that the petitioner is in custody since 17.02.2024 and after completion of investigation, challan has already been presented in



Court, and disposal thereof, will take sufficient long time. He contends that petitioner is involved in 4 more cases but he is on bail therein. He contends that no specific overt act has been attributed to the petitioner in the present case wherein no one was injured by the alleged gun shots. Hence he prays for grant of regular bail to the petitioner.

4. *On the other hand*, learned State counsel referring to the reply submitted by the State has opposed the bail petition by arguing that petitioner has actively participated in the occurrence, as such he is not entitled for concession of bail. However, he has admitted that after completion of investigation, challan has already been presented in Court wherein prosecution has cited 13 witnesses and till date none of them have been examined.

5. After considering the rival contentions and perusing the record, it transpires that the instant FIR was registered on the allegations that petitioner and co-accused Nishan Singh, with an intention to kill complainant had fired gunshots. Petitioner is in custody since 17.02.2024, after completion of investigation, challan has already been presented in Court, wherein prosecution has cited 13 witnesses and till date none of them have been examined. The conclusion of trial to ascertain criminal liability, if any, of the petitioner in the present case will take sufficient long time.

6. In these circumstances, without commenting on the merits of the case, it is observed that no purpose would be served by keeping petitioner behind bars. Therefore, the present petition is allowed. The petitioner is ordered to be released on bail subject to furnishing bail bonds/surety bonds to



the satisfaction of learned Trial Court concerned, if not required in any other case; undertaking to regularly appear on each and every date; not to leave the country without prior permission of the Court; and not to tamper with evidence of prosecution in any manner.

7. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

(SANJIV BERRY)  
JUDGE

07.01.2025  
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| i)  | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable?        | Yes/No |