



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-54577-2023

Date of Decision:-22.07.2025

Gurdeep Singh.

.....Petitioner.

Vs.

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Amandeep Chhabra, Advocate for the Petitioner.

Mr. Harkanwar Jeet Singh, Assistant Advocate General,
Punjab.

JASJIT SINGH BEDI, J.(ORAL)

The Prayer in this second petition under Section 439 Cr.PC is for the grant of regular bail in case FIR No.259 dated 17.10.2020 under Sections 307, 447, 511, 148, 149 IPC and Sections 25 & 27 of the Arms Act, 1959 (Section 323 IPC added later on) registered at Police Station Sardulgarh, District Mansa, Punjab.

2. The present FIR came to be registered at the instance of Sh. Gagandeep Singh @ Gaggi and reads as under:-

“ Statement of Gagandeep Singh @ Gaggi son of Nishan Singh son of Hazura Singh resident of Haria Patti, Rori (Haryana), aged about 24 years mobile no.99929-14172. States that: I am resident of above stated address and I have joined the armed forces 5 years back and now I was on leave. Today, I was at village Jattana Kalan where my mother Charanjit Kaur w/o Nishan Singh and my aunt Paramjit Kaur W/o Gurjant Singh Ro Rori has agriculture land and today to harvest the paddy crop, I alongwith Ranjit Singh son of Durga Singh R/o Rorio,



Pardeep Singh @ Akashdeep Singh son of Karamjit Singh R/o Maldi, Vikram Das son of Raju Das R/o Rori, Gulab Singh son of Sukhdev Singh R/o Surtia, Gurbhej Singh son of Nathu Singh R/o Bhima and Pala Singh son of Nachhatar Singh R/o Rori came on harvester for harvesting the crop and alongwith us Manpreet Singh son of Kulwant Singh and Lovepreet Singh son of Ranjit Singh R/o Rori also came with their tractor. As We were harvesting our paddy crop with the harvester (combine), then at about 03:00 PM and one Fortuner car bearing number PB-31-N-8013 and one car Skoda number CH-03-J-0808 came to our fields from which Ajaib Singh son of Sher Singh resident of Raipur, Ramandeep Singh, Ramandeep Singh son of Gursewak Singh Ro Raipur and Gurdeep Singh son of Darshan Singh R/o Raipur, Avtar Singh son of Lachman Singh R/o Bhagi Wander, Jashandeep Singh son of Harmesh Singh R/o Bhagi Wander, Nahar Singh son of Jarnail Singh R/o Singo, Manpreet Singh son of Taar Singh R/o KotBhara, Jasveer Singh son of Hardev Singh R/o Chathewal came alighted from their cars and Ajaib Singh and all others started abusing us and then Ajaib Singh with his pistol fired in the air and second shot he fired hit in the chest of Gulab Singh and Ramandeep Singh armed with 12 bore gun fired the shot and the pellets hit Ranjit Singh on his chest and neck and second fire he shot and again the pellets hit Ranjit Singh on his left thigh and right arm. As Bikram Singh came forward then Jasveer Singh son of Hardev Singh R/o Chathewal fired shot from his revolver which hit Bikram Singh on his abdomen and as Gurbhej Singh son of Nathu Singh tried to save Bikram Singh then Gurdeep Singh son of Darshan Singh armed 12 bore gun fired shot at Gurbhej Singh and the pellets hit him on his right arm wrist, right shoulder and in the head Then Ramandeep Singh also fired from his 12 bore gun and the pellets hit Gurbhej Singh in his abdomen and as Pardeep Singh came forward then Ajaib Singh from his Pistol and Ramandeep Singh from his .12 bore gun both fired at Pardeep Singh and the pellets hit him on his right thigh, right arm wrist, above right knee in thigh, palm of right hand and bicep and on chin. As I asked Ajaib Singh not to kill then Ajaib Singh proclaimed to teach me a lesson as how to do job in Army and in mean time Ramandeep Singh form his. 12 bore gun fired at me and the pellets hit me on my right hand thumb, right hand bicep and on the right side of abdomen and then Avtar Singh gave kick blows to Gulab Singh who was lying on floor. Jashandeep Singh, Nahar Singh and Manpreet Singh who were armed with baseball bats were exhorting that they will teach us a lesson for harvesting paddy crop. They were accompanied by 5-7 more persons who were armed with sticks. Ajaib etc wanted to grab our land and all these persons In order



to kill us has fired on us and in mean time my uncle (Taya) Banta Singh son of Hazura Singh alongwith some other persons and other field persons raised hue and cry and then they all fled from the spot alongwith their weapons in their cars. Reason of enmity is that Ajaib Singh and Jagdev Singh son of Baldev Singh R/o Jajjal wants to take forcible possession of our land and in connivance with each other with intent to take possession of our land has fired on us. To me and my companions, Gurwinder Singh after arranging vehicle got us admitted at Government Hospital, Sardulgarh where I am undergoing treatment. A necessary legal action be taken against the above said accused. I have got recorded my statement which is heard as correct Sd/- Gagandeep Singh."

3. The counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. Three similary situated accused namely Ramandeep Singh, Ajaib Singh and Jasveer Singh @ Happy all of whom have been attributed firearm injuries on the complainant party have been granted the concession of bail by this Court vide order dated 06.09.2023 in CRM-M-5544-2022. Therefore, the petitioner who has been attributed an injury with a .12 bore gun on the person of Gurbhej Singh is also entitled to the concession of bail, more so when all the material eye witnesses except PW-6 Gagandeep have not supported the prosecution case.

4. The learned State counsel on the other hand contends that the petitioner is one of the main accused and is not entitled to the concession as prayed for. He however concedes that the three similarly situated co-accused have been granted the concession of bail.

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

6. The petitioner is stated to be in custody since 18.10.2020. Only 06 of the 35 Pws stand examined and other than PW-6 Gagandeep who has received firearm injuries at the hands of Ramandeep Singh, an accused who has already been granted the concession of bail, all other material



prosecution witnesses have not supported the prosecution case. Further the petitioner is currently facing trial in only 03 other cases arising out of FIR No.270 dated 06.10.2019 under Sections 447, 511 and 379 IPC P.S. Sardulgarh and FIR No.279 dated 13.10.2019 under Sections 420, 465, 467, 471, 506, 447, 511 and 120-B IPC P.S. Sardulgarh along with one case under the Prisons Act. As such is further incarceration is not required when as many as 29 Pws are yet to be examined.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-**Gurdeep Singh** son of Sh. Darshan Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

9. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that he is not involved in any other crime other than the cases mentioned in this order.

9. In addition, the petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.50,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from the trial without sufficient cause.

10. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

July 22, 2025
Vinay

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No