

Bahawal Vasi Chowk at Komal De Dhaba, Gurjit Singh @ Jeeta Son Ram Singh resident of Bank Side Gurdwara Baba Deep Singh Variam Nagar Abohar and Raman @ Vikki Dodhi resident of Jammu Basti Abohar were also standing there their car Swift. We also stopped our motorcycle near it, then it was around 5.15 PM, one car Fortuner white colour with number PB-03-56 other numbers erased came from Abohar city sider underneath bridge. The car driver stopped the car near us, out of which three young men got out with Kappe in their hands. Who tried to attack our friend Gurjit Singh @ Jeeta with Kapya which we all snatched the Kappes from them. The driver of the car also came out of the car in the same time who made two air shots and one straight shot to me in order to kill me which hit me at my left waist. When it fell down on the ground then we all shouted Marta-2, then they all got into their car and they drove away. Then Gurjit Singh Hora hit the blow of his Kappa caught in his hand behind the car with which It broke down back glass of the car and a woman was also sitting in the car. Then my friend brought me for treatment to Civil Hospital Abohar where Doctor referred me to Guru Gobind Singh Medical College Farikot. My family members and my friends took me to SN Super Specialist Hospital Sri Ganganagar for treatment where I am undergoing treatment. The reason of grudge is that my friend Gurjit Singh @ Jeeta have some disputes with the persons however, on having knowleage their identity who gave me injuries when they come forward. In this fight, Gurjit Singh was also suffered injuries in his left hand and left arm. Sd/-Harpreet Singh.”

3. Learned counsel for the petitioner contends that the FIR was initially registered against unknown persons and the petitioner has been falsely involved in the present case without any incriminating evidence against him. He further submits that during the course of investigation, a statement was made by Gurjeet Singh @ Jeeta in the police custody and he had named the petitioner as

one of his accomplices. However, the admissibility of such a statement is yet to be decided by the trial Court. Learned counsel further submits that Manpreet Kaur, Jarnail Singh @ Jelly and Jaswinder @ Jassi have already been granted the concession of bail by the Court of Additional Sessions Judge, Fazilka. The petitioner was arrested in the present case on 05.03.2024 and is in custody since last 01 year and 04 months. Even the charge has not been framed against the petitioner and the conclusion of the trial may take quite a long time.

4. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner is involved in 08 more criminal cases. Even in the present case, he had fired a shot on the left side waist of Harpreet Singh. However, Harpreet Singh has already been discharged from the hospital long ago.

5. I have heard the learned counsel for the parties and perused the record.

6. In the present case, the petitioner is in custody for the last more than 01 year and 04 months. Even the prosecution has not been able to examine even a single witness so far. Further, there is no material to indicate that the petitioner is in a position to influence the witnesses of the prosecution.

7. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned, subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the

facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.

(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.

(iv) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.

(v) The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.

(vi) In case, the petitioner involves in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.

(vii) The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.

(viii) The petitioner shall report every 1st Monday in English calander month to the concerned SHO till the conclusion of the trial and SHO shall mark his presence by making an entry in the rojnamcha. In case, he does not report on every 1st Monday to the concerned SHO, it shall be viewed seriously and the concession granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an appropriate application in this regard.

**(N.S.SHEKHAWAT)
JUDGE**

31.07.2025
hemlata

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