

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-14012 of 2015

DATE OF DECISION: 18.8.2015

Baljinder Mohammad @ Bittu

.....Petitioner

Versus

State of Punjab

.....Respondent

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspaper may be allowed to see judgment?**
- 2. To be referred to reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

Present:- Mr. Kunal Mulwani, Advocate
for the petitioner.

Mrs. Ritu Punj, Addl. A.G., Punjab.

DAYA CHAUDHARY, J.

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner, namely, Baljinder Mohammad @ Bittu in case FIR No. 215 dated 29.10.2014 registered under Sections 306, 34 IPC at Police Station Maqsudan, Jalandhar.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in this case, whereas, neither any suicide note was left by the deceased nor there was any abetment on the part of the petitioner. Learned counsel further contends that there is no direct evidence against the petitioner and he is in custody since 1.11.2014. Learned counsel also submits that the trial will take long time to conclude as out of total 14 witnesses, only six witnesses have been examined and

even the report of chemical examiner has not been received so far.

Learned counsel for the respondent-State opposes the bail of the petitioners on the ground of seriousness of the offence but does not dispute the custody period as well as status of the trial.

In view of the submissions made by learned counsel for the petitioner as well as the fact that out of total 14 prosecution witnesses, only 6 witnesses have been examined and trial will take long time to conclude and nothing is to be recovered from the petitioner, petition is allowed. Petitioner, namely, Baljinder Mohammad @ Bittu are directed to be released on regular bail subject to his furnishing bail/surety bonds to the satisfaction of trial Court.

August 18, 2015
pooja

(DAYA CHAUDHARY)
JUDGE