

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-221 of 2015

DATE OF DECISION: 19.02.2015

Sunny

.....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. Narinder S. Lucky, Advocate
for the petitioner.

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

DAYA CHAUDHARY, J.

The present petition under Section 439 Cr.P.C. has been filed for grant of regular bail to the petitioner in case FIR No. 8 dated 14.1.2014 registered under Sections 324/148/149 IPC (Sections 326 and 307 IPC added later on) at Police Station Bawa Khel, District Jalandhar City.

Learned counsel for the petitioner contends that initially the FIR was registered under Sections 324/148/149 IPC and subsequently Sections 326 and 307 IPC were added. Learned counsel further contends that challan was presented under Sections 307, 148, 149 IPC and not under Section 326 IPC. Learned counsel also contends that the petitioner is behind the bars since 4.4.2014 and out of total 12 prosecution witnesses, six material witnesses have been examined and there is no possibility that the petitioner may influence any witness, if he is released on bail.

Learned counsel for the respondent-State has not disputed the

custody period as well as the fact that six material witnesses have been examined.

In view of the submissions made by learned counsel for the petitioner and also the facts that co-accused of the petitioner have been released on regular bail; the petitioner is behind the bars since 4.4.2014; all material witnesses have been examined; trial will take some time in final conclusion and no purpose would be served by keeping him in custody, the petition is allowed. Petitioner-Sunny is directed to be released on regular bail subject to his furnishing bail/surety bond to the satisfaction of trial Court.

February 19, 2015
pooja

(DAYA CHAUDHARY)
JUDGE