

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

**Crl. Misc. No.M- 2679 of 2015
Date of decision : 01.04.2015**

Mohammad Amjad

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Ghulam Nabi Malik, Advocate
for the petitioner.

Mr. V.P.S. Sidhu, Asst. AG, Punjab.

ANITA CHAUDHRY, J(ORAL)

The petitioner is seeking regular bail in FIR No.19 dated 11.02.2013, registered under Sections 307, 452, 323, 148, 149 IPC and Sections 326-B, 201 IPC (added later on), Police Station City Malerkotla, District Sangrur.

Learned counsel for the petitioner contends that this is a second application and the first application was withdrawn on 26.08.2014. He urges that the injury attributed to the petitioner is on the left leg and the petitioner is in custody for over a year. He states that the complainant is wanted in a murder case and is absconding

and was declared proclaimed offender in FIR No.117, registered at Police Station Ahmadgarh. He states that the trial against the remaining accused had ended in conviction and the complainant would not appear and the trial will take long.

The State counsel submits that there are two gangs and number of cases are pending against the petitioner as well.

A perusal of the custody certificate shows that the petitioner has been in custody for almost a year. There are four cases pending against the petitioner which are listed in the custody certificate. The petitioner is accused of causing injuries to the complainant. The injury attributed to him is not under Section 307 IPC. The complainant is not appearing despite best efforts of the prosecution. The trial will take long to conclude. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court.

01.04.2015

sunil

(ANITA CHAUDHRY)
JUDGE