

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

CRM-M-31669 of 2015(O&M)
Date of decision : 06.10.2015

Lakhwinder Singh @ Jagga

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. N. S. Dadwal, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted with HC Jaswant Singh

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.28 dated 11.03.2015, registered under Sections 399/402 and Sections 411, 473 (added later on) of the Indian Penal Code (for short 'IPC') and 25/54/59 of Arms Act, at Police Station Kharar, District SAS Nagar Mohali.

The learned counsel for the petitioner, inter alia, contends that no recovery has been effected from the petitioner. The petitioner is in custody since 11.03.2015 and the charges stand framed.

On the other hand, the learned State counsel opposes the bail and states that out of 35 witnesses none has been examined so far.

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

Keeping in view the fact that the charges have been framed and out of 35 witnesses none has been examined so far, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future.

In view of above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

06.10.2015

ashok

**(JITENDRA CHAUHAN)
JUDGE**