

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

C.R.M-M No.31910-2015

Date of Decision : 09.10.2015

Pooja

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Vikram Jeet Singh, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail in FIR No.18 dated 23.01.2015 registered under Sections 302/307 IPC at Police Station Gate Hakima, Amritsar, District Amritsar.

The allegations are that the petitioner went to the shop of the deceased, poured kerosene oil and set him on fire. Learned counsel has argued that actually the deceased was suffering from only 30% burn injuries and left the hospital against medical advice and died due to septicemia and the solitary eye witness has turned hostile and therefore the petitioner should be released on bail. He has further argued that the petitioner is in

custody for almost 9 months.

Learned Deputy Advocate General on instructions from ASI Amarjit Singh states that this is a serious case where a person has died. 9 witnesses out of 17 have been examined and in case the petitioner does not obstruct the trial the prosecution will lead its entire evidence on or before 24.12.2015 and till such time the bail should not be granted to the petitioner.

I find this to be a fair submission. In the circumstances, in view of the undertaking given by the learned Deputy Advocate General, it is directed that in case the prosecution does not lead its entire evidence on or before 24.12.2015 (subject to the petitioner not obstructing the same) the petitioner be released on bail to the satisfaction of the trial Court.

Petition stands disposed of in the above terms.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

October 09, 2015

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**