

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

CRM No. M-32871 of 2015
Date of Decision:-05.09.2015
...Petitioner

Sher Singh

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE SHEKHER DHAWAN

Present:- Mr. Gaurav Singla, Advocate,
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

SHEKHER DHAWAN, J.

Present petition for release of petitioner Sher Singh son of Attar Singh on regular bail under Section 439 Cr.P.C. who is otherwise facing trial for committing murder of his wife Kusum.

Case of prosecution is based upon statement of two eye witnesses namely Datta Ram and Rajesh. Earlier bail application of petitioner was dismissed on merits.

Learned counsel for petitioner submits that in this case there were two main witnesses namely Datta Ram and Rajesh and both of them have been examined during trial of the case and have not supported the prosecution case in any way. Decision of the case still to take some more time. So, he be released on bail during the pendency of the trial.

Learned State counsel has not disputed the fact that the case of the prosecution is based upon statement of these two witnesses who have not supported the case of prosecution at trial stage.

In view of the above fact and the fact that the petitioner is already in custody since 02.03.2015 and decision of the case still to take some more time, present petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of CJM/Duty Magistrate, Palwal.

The present petition stands disposed of.

**(SHEKHER DHAWAN)
JUDGE**

October 05, 2015

msd