

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

MUKESH KUMAR SALUJA
2015.03.20 13:06
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CRM-M-36240-2014
Date of decision:19.03.2015

Harmeet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.S.P.S.Sidhu, Advocate for the petitioner.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks bail pending trial in FIR No.93 dated 12.9.2014 registered under Sections 307/34 of the Indian Penal Code and Sections 25/27/54/59 of the Arms Act at Police Station Arniwala, District Fazilka.

Notice of motion.

On the asking of Court, Mr. K.D.Sachdeva, Addl. A.G., Punjab, accepts notice on behalf of the State, whereas Mr. Sandeep Khunger, Advocate, accepts notice on behalf of the complainant.

Learned counsel for the petitioner submits that petitioner is father-in-law of Manpreet Kaur. In fact, it was a matrimonial discord. Petitioner has been falsely implicated in the present case. He is inside the jail since 12.9.2014. He further submits that since the prosecution evidence is yet to start, trial will take time and petitioner deserves bail pending trial.

On the other hand, learned counsel for the State as well as learned counsel for the complainant submit that it was the petitioner who instigated his other co-accused and committed the offence in question. The

CRM-M-36240-2014

-2-

licenced weapon has been recovered from the petitioner which was used while committing the offence in question. They pray for dismissal of the petition.

Having heard the learned counsel for the parties at considerable length, after careful perusal of record of the case and giving thoughtful consideration to the rival contentions raised, this Court is of the considered opinion that petitioner is entitled for bail pending trial. It is so said because no specific injury has been attributed to the petitioner. Trial will take long time as the prosecution evidence is yet to start.

Keeping in view the peculiar fact situation of the case noticed hereinabove, the present petition is allowed and the petitioner is directed to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned CJM Ferozepur.

Disposed of, accordingly,

19.03.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE