

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-37052-2015 (O & M)
Date of decision:04.12.2015

Sulakhan Singh @ Gaggi

...Petitioner(s)

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. R.K. Girdhar, Advocate,
for the petitioner.

Mr. Ankur Jain, AAG, Punjab.

Rajan Gupta, J. (oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail to petitioner in a case registered against him vide FIR No.60 dated 23.12.2014 under Sections 377/342/506 and 34 IPC and Section 66-A of I.T. Act, at Police Station Lakhewali, District Sri Muktsar Sahib.

Petitioner is stated to be in custody since 25.08.2014. Challan was presented by the investigating agency on 23.03.2015. Two witnesses have already been examined. On an application under Section 319 Cr.P.C. moved before the trial court, two additional accused have been summoned to face trial. There has to be *de novo* trial. Same is likely to take long time to conclude.

Keeping in view the facts and circumstances of the case and period of incarceration of the petitioner and the fact that trial is already in progress, I am of the considered view that no useful purpose will be served by detaining the petitioner any longer. Thus, without expressing any opinion on the merits of the case, this petition is allowed and the petitioner is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Sri Muktsar Sahib.

04.12.2015
sukhpreet

(RAJAN GUPTA)
JUDGE