

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

**Crl. Misc. No. M- 37625 of 2015
Date of Decision:-06.11.2015**

Honey @ Honey Sampla

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Amardeep Singh Gill, Advocate for the petitioner.

Mr. R.S. Nain, AAG, Haryana.

HARI PAL VERMA J.(Oral)

Prayer made in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.177, dated 11.09.2014, for offence under Sections 323, 324, 326, 452, 148 and 149 IPC, registered at Police Station, Sadar, Distt. Jalandhar.

Learned counsel for the petitioner contends that the petitioner is in custody since 19.06.2015 and co-accused, namely, Jitender Singh @ Lala has already been released on regular bail by learned Addl. Sessions Judge, Jalandhar, vide his order dated 07.09.2015, but the bail application of the petitioner has been declined on the ground that injuries attributed to the petitioner are serious in nature.

Learned counsel for the State has filed the custody certificate of the petitioner, the same is taken on record. He also does not dispute the custody of the petitioner

I have heard learned counsel for the parties and have gone through the case file.

Considering the fact that petitioner is in custody since 19.06.2015 and co-accused, namely, Jitender Singh @ Lala has already been released on regular bail, coupled with the fact that the challan has not been presented in the case, I deem it appropriate that present petitioner is entitled for grant of regular bail.

Accordingly, the present petition is accepted and the petitioner is ordered to be released on regular bail, subject to his furnishing bail/surety bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

It is, however, also made clear that expression made here-in-above shall not be construed as an expression on the merit of the case and the trial Court shall be at liberty to decide the case on the basis of available evidence.

(HARI PAL VERMA)
JUDGE

November 06, 2015
Anjal