

In the High Court of Punjab and Haryana at Chandigarh

Crl. Misc. No. M-38660 of 2015
Date of Decision: 26.11.2015.

Supreet Dilawar

.....Petitioner

Versus

State of Union Territory, Chandigarh

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Abhinav Oberoi, Advocate
for the petitioner.

Mr. Rajiv Sharma, Advocate
for U.T., Chandigarh.

SABINA, J.

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 seeking regular bail in FIR No. 530 dated 17.10.2014, under Section 302 of Indian Penal Code, 1860 ('IPC' for short), Section 34, 120-B, 419, 471 IPC (added later on) and Section 24 of the Arms Act, 1959, registered at Police Station Sector-34, Chandigarh.

Learned counsel for the petitioner has submitted that the material witnesses have not supported the prosecution case.

Learned counsel for the Administration, on the other hand, has opposed the petition but has failed to controvert the factual aspect of the submission made by learned counsel for the petitioner.

Since the material witnesses have not supported the prosecution case, during trial, it would be just and expedient to order the release of the petitioner on bail.

Accordingly, without expressing any opinion on the merits of the case, this petition is allowed. Petitioner be admitted to bail subject to the satisfaction of Chief Judicial Magistrate, Chandigarh.

**(SABINA)
JUDGE**

November 26, 2015
Gurpreet