

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

CRM No.M-39555 of 2015

Date of decision: 30.11.2015

Gaggi Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Himanshu Puri, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab
assisted by ASI Paramjit Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No.13, dated 20.03.2014, registered under Section 306 IPC, at Police Station Talwandi Chaudhiran, District Kapurthala.

It is contended that the petitioner has been falsely implicated in the instant case and has been projected as paramour of the wife of the deceased without there being any evidence on record. The petitioner is in custody since 18.05.2014. The charges were framed on 30.09.2014, however no witness has been examined so far, therefore, the learned counsel prays that the petitioner be admitted to bail.

On the other hand, the learned State counsel opposes the prayer of bail and states that the petitioner is specifically named in the FIR and a specific role has been attributed to him.

I have heard learned counsel for the parties and perused the record.

Considering the fact that the charges were framed on 30.09.2014 and out of total 11 witnesses, none has been examined so far, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

30.11.2015

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(JITENDRA CHAUHAN)
JUDGE