

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

CRM-M-39748-2015 (O&M)
Date of decision : 17.12.2015

Dhan Bahadur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Arpan Sabharwal Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by ASI Balwinder Singh.

JITENDRA CHAUHAN, J.

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.62 dated 05.07.2014, registered under Sections 381, 382, 328, 395, 120-B of the Indian Penal Code, at Police Station Haibowal, Ludhiana.

The learned counsel contends that out of fifteen prosecution witnesses, five have already been examined. The petitioner was not identified by eyewitness, PW-2, Ram Badan @ Ramu. The petitioner is in custody since 09.07.2014. The similarly situated co-accused, namely, Amit Bahadur, Amar Bahadur and Siddh Bahadur, have already been

admitted to bail.

On the other hand, the learned State counsel, on instructions, submits that an amount of Rs.25,000/- was recovered from the petitioner.

Heard.

The petitioner is in custody since 09.07.2014. Three co-accused, namely, Amit Bahadur, Amar Bahadur and Siddh Bahadur, have already been admitted to bail. The eyewitness did not identify the petitioner.

In view of the above, without advertng to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, subject to his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

17.12.2015
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(JITENDRA CHAUHAN)
JUDGE