

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

**CRM-M-41335 of 2015
Date of Decision: 11.12.2015**

Gurdeep Singh @ Ratha

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Amjad Khan, Advocate
for the petitioner.

Mr. Daljit Singh Virk, AAG, Punjab.

RAMESHWAR SINGH MALIK J. (ORAL)

Petitioner seeks bail pending trial in FIR No. 38 dated 23.3.2015 under Sections 307/323/324/325/341/506/148/149/34 IPC (Section 201 IPC was added later on) and Sections 25/27/54/59 of the Arms Act, registered at Police Station Doraha, District Ludhiana.

Learned counsel for the petitioner submits that petitioner is inside the jail for the last about five months. He further submits that since prosecution evidence is yet to start, conclusion of trial will take pretty long time. He prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from ASI Sukhwinder Singh, submits that since petitioner is the main accused and has caused grievous injury on the vital part of the body of injured, i.e. forehead, he is not entitled for the concession of bail pending trial. He further submits that initially, petitioner was arrested with great difficulty and after his arrest, he was sent to a hospital for medical check up. However, he absconded

from the hospital and again apprehended. Thus, conduct of the petitioner itself disentitles him from the concession of bail pending trial. He prays for dismissal of the present petition.

After hearing learned counsel for the parties and going through the record of the case, this Court is of the considered opinion that keeping in view the peculiar facts and circumstances obtaining in the case, petitioner has not been found entitled for the concession of bail pending trial.

At this stage, learned counsel for the petitioner seeks permission of the Court to withdraw the present petition.

Permission is granted.

Dismissed as withdrawn, at this stage.

(RAMESHWAR SINGH MALIK)
JUDGE

11.12.2015
Ak Sharma