

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-42474-2015 (O & M)
Date of decision:24.12.2015

Sarabjit Singh @ Sahba

...Petitioner(s)

Versus

State of Punjab

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Gulzar Mohammad, Advocate,
for the petitioner(s).

Mr. Shilesh Gupta, Addl.A.G., Punjab.

Rajan Gupta, J. (oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail to petitioner in a case registered against him vide FIR No.179 dated 29.10.2015 under Sections 307, 324, 323, 395, 148 and 149 IPC and Section 325 IPC (added later on) at Police Station Adampur, Jalandhar.

Allegation against the petitioner is that he was a part of the unlawful assembly which was involved in an altercation on 25.10.2015 and assaulted the complainant namely Paramjit Singh causing serious injuries to him. Learned counsel for the petitioner contends that petitioner is not named in the FIR. His name figured in the statement of co-accused. Being in custody since 30.10.2015, he is entitled to bail.

Learned State counsel has opposed the prayer for bail.

Keeping in view the facts and circumstances of the case and period of incarceration of the petitioner, I am of the considered view that no useful purpose will be served by detaining the petitioner any longer. The trial may take long time to conclude. Thus, without expressing any opinion on the merits of the case, this petition is allowed and the petitioner is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

(RAJAN GUPTA)
JUDGE

24.12.2015