

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-8788 of 2015(O&M)
Date of Decision: 31.3.2015

Ashok Kumar @ Passi

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. R.K. Gupta, Advocate for the petitioner.

Mr. Mikhail Kad, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the instant petition filed under Section 439 Cr.P.C praying for grant of regular bail to the petitioner in case F.I.R. No.20 dated 4.3.2008 under Sections 302, 148, 149 I.P.C, registered at Police Station, Division No.8, Ludhiana.

Learned counsel for the parties have been heard.

It stands uncontroverted that during the process of investigation the petitioner had been found innocent and his name had been kept in column no.2 of the final report under section 173 Cr.P.C. The petitioner along with Meddy, Minku and Sachin was subsequently summoned as additional accused in the light of an application filed under Section 319 Cr.P.C having been allowed on 18.12.2013, passed by the learned Additional Sessions Judge, Ludhiana at Annexure P-2.

It is also the conceded position of fact that co-accused Amarjeet Mandal and Lovely Lamba, who have been attributed injuries, have been granted the concession of bail. Still further counsel appearing for the petitioner has adverted to an order dated 23.2.2015, passed by this Court in

CRM No. M-4783 of 2015 in the light of which Kamal Kishore @ Minku

against whom there are identical allegations and who was also summoned as an additional accused along with the present petitioner, has been granted bail by this Court.

The afore-noticed factual position is not disputed by learned State counsel, who is being instructed by H.C. Harmesh Lal.

Without making any comments on the merits of the case, prayer is allowed. Petitioner be enlarged on bail subject to satisfaction of the Trial Court.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

March 31, 2015
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