

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

(207)

CRM-M-1088-2016

Date of Decision:-29.08.2016

Inderjit Singh @ Mani

.....Petitioner

V/S

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present : Mr. Bipan Ghai, Sr. Advocate with
Mr. Deepanshu Mehta, Advocate.
for the petitioner.

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

Mr. Jawinder Singh, Advocate,
for the complainant.

A.B. Chaudhari, J. (Oral):-

Heard learned counsel for the rival parties, in respect of FIR No.115, dated 23.08.2013, registered under Sections 302 and 328 at Police Station Sidhwan Bet, Ludhiana, District Ludhiana. The petitioner was arrested on July 12, 2015, and is in jail since then. It is not in dispute that the trial has commenced and almost all the material witnesses have been examined. It is also not in dispute that the prosecution case is based on circumstantial evidence to the fact that the petitioner and the deceased were together and both had consumed the alcoholic substance. Admittedly, there is no direct evidence in the present case. The FSL report also shows the presence of poison in the viscera test. In that view of the matter looking to the period spent by the petitioner in jail as an under trial and having regard to the fact that material witnesses have been examined and the petitioner having made out a prima facie case. I find no reason to continue the

Pankaj Kakkar
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I attest to the accuracy and
integrity of this document

detention of the petitioner as an under trial. Hence, present petition is allowed. Bail to the satisfaction of the trial Judge/Chief Judicial Magistrate.

August 29, 2016
Pankaj

(A.B. Chaudhari)
Judge

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No