

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M-11227 of 2016
Date of Decision:-04.08.2016

Amirtpal Singh @ Mangu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr.Veneet Sharma, Advocate for the petitioner.

Mr.Arshdeep S.Kler, DAG, Punjab.

Ms.Amandeep Kaur, Advocate for
Mr. Vikas Gupta, Advocate for the complainant.

HARI PAL VERMA J.(Oral)

Prayer made in the present petition filed under Section 439 Cr.P.C. is for grant of bail to the petitioner in case FIR No.20, dated 01.02.2015, for offence punishable under Sections 307, 511, 436, 380, 457, 427, 506, 148 and 149 IPC, registered at Police Station Jhabhal, District Tarn Taran.

Learned counsel for the petitioner contends that the petitioner is in custody since 09.02.2015 and though the allegation against the petitioner is for offence under Section 436 IPC, but nobody was injured in the alleged fire and fire if any, was on account of shot-circuit. He further submits that the trial at the initial stage, as out of 18 prosecution witnesses cited by the prosecution, only one witness has been examined.

Learned counsel for the State, on instructions from ASI-Jugraj Singh, submits that the allegation against the petitioner is serious in nature, as he has tried to put the complainant on fire and taken away cash of

Rs.1,47,000/-.

I have heard learned counsel for the parties.

The fact as to whether fire was on account of shot-circuit or otherwise is required to be established during trial on the basis of evidence.

Without commenting upon the merits of the case, but keeping in view the fact that petitioner is in custody since 09.02.2015 and coupled with the fact that the trial at the initial stage, as out of 18 prosecution witnesses cited by the prosecution, only one witness has been examined, petitioner is ordered to be released on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the learned trial Court.

The petition is disposed of accordingly.

(HARI PAL VERMA)
JUDGE

August 04, 2016
Anjal