

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

CRM-M-15688 of 2016 (O&M)
Date of decision : 13.07.2016

Mangat Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. A. K. Dhingra, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl. A.G, Punjab

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.205 dated 29.08.2014, registered under Section 326 of the Indian Penal Code (for short 'IPC'), at Police Station Sadar Fazilka, District Fazilka.

The learned counsel for the petitioner contends that initially the FIR was registered under Section 324 IPC. Subsequently, on the receipt of the medical opinion Section 326 IPC was added. He states that the petitioner is in custody since 10.12.2015.

On the other hand, the learned State counsel opposes the bail and submits that the challan stands presented. He further submits that

complainant-Mithu Ram and his brother Bhajan Lal stand examined and only 6 PWs are yet to be examined.

I have heard the learned counsel for the parties and perused the record on file.

Keeping in view the facts that the petitioner is in custody since 10.12.2015, challan stands presented and 6 PWs are yet to be examined, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future.

In view of above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

13.07.2016

ashok

**(JITENDRA CHAUHAN)
JUDGE**