

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

CRM No.M-18785 of 2016 (O&M)

Date of decision: 07.09.2016

Pavitar Pal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. TVS Lehal, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 20 dated 09.06.2015, registered under Sections 304, 323 read with Section 34 IPC, at Police Station Kotli Surat Malhi, District Gurdaspur.

Learned counsel for the petitioner contends that as per the allegations, the petitioner gave kick blow to the deceased, however, this fact has not been mentioned in the MLR. The complainant has been examined and the petitioner is in custody since 10.06.2015.

On the other hand, learned State counsel opposes the bail application and states that the prosecution evidence is going on.

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

Considering the fact that the petitioner in custody since 10.06.2015 and 12 PWs are remains to be examined, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and 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.

07.09.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No