

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

CRM-M-19675-2016 (O&M)
Date of decision : 22.07.2016

Tarlochan Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. D.S. Pheruman and Mr. Tarundeep Kumar, Advocates,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Saraj Singh.

Mr. Vikas Gupta, Advocate for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.116 dated 30.12.2015, registered under Section 379-B read with Section 34 of the Indian Penal Code at P.S. Valtaha, Distt. Tarn Taran.

Learned counsel contends that the petitioners are not named in the FIR. They have been implicated on the confessional statement of Sewa Singh. The petitioners as well as the complainant are residents of the same village. The alleged incident took place on 27.12.2015, whereas, the FIR was registered on 30.12.2015.

On the other hand, learned State counsel, on instructions submits that an amount of Rupees forty five thousand has been recovered

from Angrej Singh, whereas, Rupees thirty five thousand have been recovered from Tarlochan Singh. The challan already stands present and charges framed. Out of 10 prosecution witnesses, none has been examined so far.

Heard.

The petitioners are in custody since 05.02.2016. Petitioner Tarlochan Singh is not involved in any other FIR, whereas, petitioner-Angrej Singh, though involved in one more case, but the same has nothing to do with the present case. None out of the ten prosecution witnesses has been examined so far, therefore, it can safely be inferred that the trial is not likely to be concluded in the near future.

Keeping in view the totality of the circumstances, without advertng to the merits of the case, the present petition is allowed. The petitioners be admitted to bail during the pendency of the trial, on their furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

22.07.2016
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(JITENDRA CHAUHAN)
JUDGE