

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

CRM-M-21542-2016 (O&M)
Date of decision : 20.09.2016

Channa Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Piyush Sharma, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl.A.G., Punjab,
assisted by ASI Nishan Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in FIR No.169 dated 03.07.2015, registered under Sections 302, 323 and 148 read with Section 149 of the Indian Penal Code (for short, 'the IPC'), at Police Station Sadar Ferozepur.

Contents that initially, the case was registered under Sections 323 and 148 read with Section 149 IPC. Section 302 IPC was added subsequently on 08.07.2015. The petitioner is not named in the FIR. He has been implicated in the instant case on the disclosure statement of Dayal Singh. Similarly situated co-accused Binder Singh and Piara Singh have already been admitted to bail by this Court. The petitioner is in custody since 29.07.2015.

On the other hand, learned State counsel has opposed the present petition. He states that the challan already stands presented and the

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I attest to the accuracy and
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Chandigarh

matter is fixed for recording the evidence of the prosecution witnesses.

Heard.

The petitioner is neither named in the FIR, nor any specific role has been ascribed to him qua the deceased. The petitioner is in custody since 29.07.2015. Out of 17 prosecution witnesses, none has been examined so far, therefore, it can safely be inferred that the trial is not likely to be concluded in the near future. Co-accused, Binder Singh and Piara Singh, who are similarly placed, have already been admitted to bail by this Court.

In view of the 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 and surety bonds, to the satisfaction of the trial Court.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

20.09.2016
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(JITENDRA CHAUHAN)
JUDGE

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