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

CRM-M-23982 of 2016

Date of decision: August 09, 2016

Kush Sharma

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. A.P.S. Deol, Senior Advocate with
Mr. Davinder Bir Singh, Advocate
for the petitioner.

Ms. Rajni Gupta, Addl. AG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.6 dated 10.01.2016, under Sections 307, 323, 148, 149 of Indian Penal Code, 1860 and Section 27 of Arms Act, 1959, registered at Police Station Division No.4, Ludhiana, the petitioner was arrested on 10.01.2016 and is in Jail since then.

Admittedly, investigation has been completed and the challan has been filed in the competent Court. I have perused the injury report. Looking to the fact that one blow of iron rod sharp was given on the head of the victim and looking to the long detention of the petitioner, I think there is no point in continuing the detention.

In that view of the matter, this petition is allowed. Petitioner be released on bail subject to the satisfaction of the learned Chief Judicial Magistrate concerned. Petitioner shall not tamper with

the prosecution evidence. In case, petitioner tamper or threaten the prosecution witnesses, the prosecution shall be at liberty to apply for cancellation of bail.

(A.B. CHAUDHARI)
JUDGE

August 09, 2016
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No