

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

CRM-M-24907-2016 (O&M)
Date of decision : 30.09.2016

Rajwinder Singh @ Ghali

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. KBS Mann, Advocate,
for the petitioner.

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

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in FIR No.103 dated 21.10.2011, registered under Sections 302, 427 and 148 read with Section 149 of the Indian Penal Code, and Section 25 of the Arms Act, at P.S. Dialpura, Distt. Bathinda.

Contents that no injury has been attributed to the petitioner. He has been allegedly shown armed with Kirpan, however, no specific injury has been attributed to him. Co-accused, Ranjit Singh @ Jeeta, who has been attributed specific injury, has been admitted to bail by this Court (Annexure P-3). The complainant has not supported the case of the prosecution.

On the other hand, learned State counsel states that after turning hostile, the complainant has been cross-examined. Out of 26

prosecution witnesses, 20 have already been examined.

Heard.

The petitioner is in custody since 04.06.2013. No specific injury has been attributed to him. The complainant has not supported the prosecution version. Out of 26 prosecution witnesses, 06 still remain to be examined. Therefore, this Court feels that no purpose would be achieved in keeping the petitioner under further incarceration.

Keeping in view 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/Chief Judicial Magistrate/Duty Magistrate.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

30.09.2016
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(JITENDRA CHAUHAN)
JUDGE

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