

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-29008 of 2016

Date of decision : 15.09.2016

Jaswinder Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Manish Kumar Singla, Advocate for the petitioner

Mr. V.P.S. Sidhu, AAG Punjab

ANITA CHAUDHRY, J. (ORAL)

This is second petition filed by the petitioner seeking regular bail in FIR No. 134 dated 11.08.2014 registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib under Sections 306 IPC (however report under Section 173 Cr.P.C. has been presented under Sections 304-B and 498-A IPC).

Learned counsel for the petitioner states that the petitioner had earlier moved a petition seeking regular bail but that was withdrawn as by then the witnesses had not been examined. Learned counsel has placed on record order dated 14.12.2015 to show that the complainant had not appeared for cross-examination and directions were given to the Investigating Officer to produce the complainant on the date fixed before the trial Court. He further states that the petitioner is in custody since 12.08.2014 and charge had been framed on 03.01.2015 and only 7 witnesses have been examined out of 26 witnesses.

The petitioner is in custody for over two years. The trial is going at a slow pace. There are no allegations that petitioner would abscond or would not make himself available for trial.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANITA CHAUDHARY)
JUDGE

September 15, 2016

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Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No