

226

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

CRM-M-29427 of 2016

Date of decision: September 22, 2016

Lovejit Singh @ Laly

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. S.S. Goraya, Advocate
for the petitioner.

Mr. Shilesh Gupta, Addl. AG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.17 dated 19.02.2009, under Sections 302, 427, 148, 149 of Indian Penal Code, 1860, registered at Police Station Sadar, Batala, district Batala, petitioner was arrested in February 2009 and is in jail since then.

In view of the fact that the present petitioner was arrested in February 2009 and is in custody since then and in view of the further fact that the trial which is already on, will have to be held *de novo* due to the order passed by this Court in CRR No.3174 of 2014, the petitioner will have to be granted bail as the petitioner cannot be detained in jail under trial infinitum.

Hence, this petition is allowed. Petitioner be released on bail subject to the satisfaction of the learned Chief Judicial

Magistrate/Duty Magistrate concerned who may impose such conditions as deem fit and proper. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses.

(A.B. CHAUDHARI)
JUDGE

September 22, 2016

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No