

CRM-M-29598-2016

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

CRM-M-29598-2016

Date of Decision: 07.09.2016

Harmeet Singh @ Harpreet Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Sunita Nambiar, Advocate,
for the petitioner.

Mr. Varun Sharma, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.118 dated 30.11.2015, registered at Police Station Division No.3, Ludhiana, District Ludhiana, under Sections 382 and 34 IPC and Section 397 IPC (subsequently added).

Notice of motion has been issued in this case. Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record. Police record has also been produced.

As per the allegations in the FIR, three persons; two clean shaven and one with turban, riding on motorcycle, stopped the complainant and others and threw red chilly powder in the eyes of Satish Kumar, brother

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of the complainant. Out of them, one tall man attacked with sharp edged weapon on the left arm of the complainant. It is also the allegation that bag of brother of the complainant was taken away by those persons.

As argued, no test identification parade has taken place. The co-accused of the petitioner have already been released on bail. The petitioner is in judicial custody since 11.12.2015. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

07.09.2016
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No