

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

CRM No.M-30459 of 2016 (O&M)

Date of decision: 05.09.2016

Boota Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. HPS Ishar, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl. A.G., Punjab
assisted by HC Sukhdev Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.57, dated 08.06.2016, registered under Sections 457, 380 and 411 IPC, at Police Station Boha, District Mansa.

It is contended that petitioner is not named in the FIR. He has been falsely implicated in the instant case on the basis of disclosure statement of co-accused Vakeel Singh. The petitioner is a young man of 24 years and the delivery of his wife is slated for 09.09.2016 as per Annexure P-2. There is no one to generate the funds required for the purpose of delivery. The petitioner is not involved in any other FIR and he is in custody since 19.06.2016.

On the other hand, the learned State counsel opposes the

prayer of bail and does not dispute the fact regarding delivery of wife of the petitioner.

I have heard learned counsel for the parties and perused the record.

Considering the fact that petitioner is not named in the FIR and he is in custody since 19.06.2016; the challan is yet to be presented; therefore, it can be safely inferred that trial is not likely to be concluded in the near future, 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 Chief Judicial Magistrate, concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

05.09.2016

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(JITENDRA CHAUHAN)
JUDGE

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