

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

CRM-M No.31330 of 2016 (O&M)
Date of decision: 14.09.2016

Nanak Chand

.... Petitioner

versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. G.S.Samra, Advocate
for the petitioner.

Mr. K.S.Pannu, DAG, Punjab.

Ajay Tewari, J.(Oral)

The petitioner prays for grant of regular bail in case FIR No.96 dated 17.08.2013 registered under Sections 302 & 34 IPC at Police Station Nehianwala District Bathinda.

Learned counsel for the petitioner submits that the petitioner is in custody for the last 3 years and at the time when his co-accused Sukhraj Kumar @ Bittu was released on bail vide order dated 16.08.2016 passed in CRM-M No.10016 of 2016 it was opposed on the ground that there was only one witness remained to be examined. Despite that Sukhraj Kumar @ Bittu was granted bail. Thereafter, one witness was examined and now application under Section 311 Cr.P.C. is moved for examination of SI Gurdeep Singh.

Learned State counsel does not deny these factual assertions.

In the circumstances, keeping in view the period of custody already suffered by the petitioner and without going into the merits of the case, I do not deem it appropriate to deny him the concession of bail.

Bail to the satisfaction of the Trial Court/Duty Magistrate,
Bathinda.

The present petition stands disposed of.

Since the main case has been decided, the pending
criminal miscellaneous application, if any, also stands disposed of.

September 14, 2016
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(AJAY TEWARI)
JUDGE

1. Whether speaking/reasoned?

Yes/No

2. Whether reportable?

Yes/No