

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

**Criminal Misc. No. M-31368 of 2016 (O & M)
Date of Decision:-28.11.2016**

Varinder Singh @ Rajan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Vikram Chaudhary, Sr. Advocate with
Ms. Isha Goyal, Advocate
for the applicant-petitioner.

Mr. Gurinderjit Singh, Deputy A.G., Punjab.

Mr. Gorav Kathuria, Advocate for
Mr. Vimal Sachdeva, Advocate
for the complainant.

HARI PAL VERMA J.(Oral)

CRM No.30697 of 2016

Prayer in this application is for placing on record the challan dated 24.8.2016 as Annexure P-22.

For the reasons stated in the application, same is allowed and the document Annexure P-22 is taken on record.

Main case

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner during the pendency of trial in case

FIR No.70 dated 3.6.2016, under Section 302 IPC and Sections 25 and 27 of the Arms Act, 1959, registered at Police Station Division No.4, Jalandhar.

Learned senior counsel for the petitioner has referred to the challan and states that in the challan it has been observed that petitioner has been arrested in the case on the basis of suspicion under Section 41 of the Cr.P.C. and therefore, the petitioner deserves to be released on bail.

On the other hand, learned State counsel on instructions from Inspector Paramjit Singh states that there is enough material against the petitioner.

I have heard learned counsel for the parties.

Admittedly, the application filed by the petitioner under Section 439 Cr.P.C. before the learned Additional Sessions Judge, Jalandhar was dismissed on 20.8.2016 and on that very day the challan was not before the learned Additional Sessions Judge for consideration.

Accordingly, the present petition is disposed of with liberty to the petitioner to approach the trial Court for the relief as claimed in the present petition and the trial Court shall try and decide the bail application expeditiously and independently.

November 28, 2016

Vijay Asija

(HARI PAL VERMA)

JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No