

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

**Criminal Misc.No.M-32238 of 2016(O&M)
Date of Decision : 20th September, 2016**

Sukhraj Singh alias Nikka and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Brijeshwar Singh Bhalla, Advocate,
for the petitioners.

Ms. Amarjit Kaur Khurana, Addl. A.G., Punjab
for respondent No.1-State.

AJAY TEWARI, J. (Oral)

The instant petition has been preferred under Section 438 Cr.P.C., seeking pre-arrest bail to the petitioners in case FIR No.100 dated 11.08.2014, registered at Police Station Badhni Kalan, District Moga, under Section(s) 307, 34 IPC.

After arguing for some time, the learned counsel for the petitioners wishes to withdraw the instant petition qua petitioner No.1 Sukhraj Singh but liberty may be granted to him to surrender before the Competent Court and move an application for grant of regular bail and a direction may be issued to the Court to decide the said application expeditiously.

Accordingly, the instant petition stands dismissed as withdrawn only qua petitioner No.1 Sukhraj Singh alias Nikka. In case, he surrenders

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before the Competent Court on 18.10.2016 and moves an application for grant of regular bail, the same shall be decided expeditiously by the learned trial Court but in any case on or before 21.10.2016.

As regards petitioner No.2, learned counsel for petitioner No.2 argued that only 'lalkara' is attributed to petitioner No.2 and he is 72 years old.

Learned Addl. Advocate General, Punjab has accepted these factual assertions.

In these circumstances, I do not deem it appropriate to deny the prayer made by petitioner No.2. Petitioner No.2 Parminder Singh is directed to appear before the learned trial Court and on doing so he shall be released on anticipatory bail by the learned trial Court to its satisfaction.

Accordingly, the instant petition qua petitioner No.2 stands allowed.

20th September, 2016
mamta

(AJAY TEWARI)
JUDGE

Whether speaking

Yes/No

Whether Reportable

Yes/No