

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

CRM-M No.34276 of 2016

Date of decision: October 03, 2016

Satnam Singh @ Joban

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. A.S. Sidhu, AAG, Punjab
for the respondent-State.

Mr. Ajay Kumar Vermani, Advocate
for the complainant.

JASPAL SINGH, J.(ORAL)

By virtue of the instant petition preferred under Section 439 of Code of Criminal Procedure, petitioner has sought bail in case bearing FIR No.309 dated 19.07.2016, under Sections 279, 337, 338, 427 IPC and Section 304 IPC added later on, registered at Police Station Civil Lines, Amritsar City, District Amritsar, during the pendency of the trial.

Initially, the instant FIR was registered under Section 279, 337, 338, 427 IPC but subsequently, an offence following under Section 304 IPC was added. There is a debatable question whether in the given circumstances, an offence under Sections 304-A or 304 IPC would be attracted. The petitioner was arrested in this case on 20th July, 2016 and after subjecting into custodial interrogation, he was remanded to judicial custody, meaning thereby, his custodial interrogation was not required.

Undisputably, after the completion of the investigation, report under Section 173 Cr.P.C. has already been presented. The conclusion of

the trial would certainly take sufficient long time and in the facts and circumstances of the instant case, it would not be desirable to keep the petitioner behind the bars for an indefinite period.

Taking into consideration the aforesaid aspects of the case but without expressing any opinion on merits, petition is allowed and petitioner is ordered to be released on bail on his furnishing requisite bonds at the satisfaction of the concerned trial Court/Duty Magistrate.

October 03, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No