

**CRM-M-37009-2016 and
CRM-M-37945-2016**

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

Date of Decision: 27.10.2016

1. CRM-M-37009-2016

Gaurav Rana

... Petitioner

Versus

State of U.T. Chandigarh

... Respondent

AND

2. CRM-M-37945-2016

Amandeep

... Petitioner

Versus

State of U.T. Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Keshav Pratap Singh, Advocate,
for the petitioners in both the petitions.

INDERJIT SINGH, J.

This order shall dispose of CRM-M-37009-2016, filed by petitioner-Gaurav Rana and CRM-M-37945-2016, filed by petitioner-Amandeep, under Section 439 Cr.P.C. for grant of regular bail in case FIR No.10 dated 08.01.2016, registered at Police Station Sector 34, Chandigarh, under Sections 148, 149, 323, 325, 307 and 506 IPC, Section 25 of the Arms

Act and Section 302 IPC (added subsequently).

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Notice of motion.

On the asking of Court, Mr. A.S.Virk, Addl. P.P. U.T. Chandigarh has accepted notice on behalf of the respondent-U.T. Chandigarh and contested these petitions.

I have heard learned counsel for the petitioner; learned Addl. P.P. for U.T. Chandigarh and have gone through the record.

From the record, I find that petitioner-Amandeep has been nominated on the basis of supplementary statement of complainant which was recorded after 45 days of the occurrence. However, petitioner-Gaurav Rana has been nominated by co-accused as well as on the basis of the supplementary statement of complainant. Both the petitioners have not been named in the FIR. No injury has been attributed to both the petitioners. Earlier the FIR was registered under Sections 307 IPC on 08.01.2016. When the injured expired on 17.06.2016, then Section 302 IPC has been added on 18.06.2016.

The petitioners have been in custody since 22.08.2016. They are now not required for any investigation or interrogation purposes as they are in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioners in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, both these petitions are allowed and the petitioners are ordered to be released on regular bail subject to their

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furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

27.10.2016
parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No