

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

CRM-M-37859 of 2016 (O&M)

Date of decision: 10.11.2016

Jagtar Singh @ Tara

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Ms. Aashna Gill, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.157 dated 03.07.2016, registered under Sections 380, 457 and 411 of IPC, at Police Station City Rajpura, District Patiala.

It is contended that the petitioner is not named in the FIR and he has been falsely implicated in the instant case on the basis of disclosure of co-accused, Deepak Kumar. No recovery was effected from the petitioner. The petitioner is in custody since 12.07.2016.

On the other hand, learned State counsel opposes the bail application and states that the petitioner actively participated in the crime. However, he fairly admits that no recovery was effected from the petitioner.

I have heard learned counsel for the parties and perused the record.

Considering the fact that no recovery was effected from the petitioner; the challan stands presented, however, the charges are yet to be framed, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

10.11.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No