

CRM-M-39594-2016

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

CRM-M-39594-2016

Date of Decision: 18.11.2016

Harwinder Saini @ Harry

... Petitioner

Versus

State of U.T. Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Keshav Pratap Singh, Advocate,
for the petitioner.

Mr. A.S.Virk, Addl. P.P. for U. T. Chandigarh.

INDERJIT SINGH, J.

Petitioner, Harwinder Saini @ Harry has filed this petition 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 later on).

Notice of motion has been issued. Learned Addl. P.P. has put in appearance on behalf of the respondent-U.T. Chandigarh and contested this petition.

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

From the record, I find that the occurrence took place on 08.01.2016 and the FIR was registered on the same day. The present

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petitioner was arrested on 11.08.2016 on the basis of disclosure statement of co-accused, Amandeep and also on the basis of supplementary statement. The petitioner has not been named in the FIR. No injury has been attributed to him. The deceased-victim, in the present case, died on 17.06.2016 and offence under Section 302 IPC was added on 18.06.2016. Moreover, co-accused, Amandeep has already been granted the benefit of regular bail.

The petitioner has been in custody since 11.08.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case and also in view of the fact that co-accused namely Amandeep has already been released on bail; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

18.11.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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