

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3979-2016

Date of decision: November 28, 2016.

Nishan Singh

... **Petitioner**

v.

State of Punjab

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Harchand Singh Batth, Advocate for the petitioner.

Shri Shailesh Gupta, Additional Advocate General, Punjab.

A.B. Chaudhari, J. (Oral):

The petitioner is seeking regular bail in FIR No.120 dated 07.09.2013, registered under Sections 302, 201 and 34 IPC Police Station Sarhali, District Tarn Taran.

Learned counsel for the petitioner contends that the petitioner is in custody since 09.09.2013 and he is the brother-in-law (jija) of the deceased and the only role given to him is that he had connived with others. It was urged that the trial is taking time and the petitioner is behind the bar for more than three years.

Nirvail Singh @ Soni was missing for a number of days. It was suspected that he had been murdered by his family members and tenants in connivance with each other and had been buried by them in the courtyard. The dead body was recovered from a trunk embedded in the earth from the courtyard.

The family members and the tenant are facing trial. The petitioner is the husband of the sister of the deceased. Police had got information and had reached the spot. The case is based on circumstantial evidence. It is stated that the petitioner is not residing in the house. He is in custody for over a period of three years. The trial will take long to conclude, the petition is allowed. The petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court.

November 28, 2016.
kadyan

[**A.B. Chaudhari**]
Judge

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No