

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

CRM-M-42789-2015 (O&M)
Date of decision : 23.08.2016

Harinder Singh @ Laddi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Aminder Singh, Advocate,
for the petitioner.

Ms. Harsimrat Rai, D.A.G., Punjab,
assisted by HC Gurbhajan Singh.

Mr. Suvir Sidhu, Advocate,
for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.147 dated 01.09.2015, registered under Sections 304 and 328 read with Section 34 of the Indian Penal Code, at P.S. Sadar Dhuri, District Sangrur.

Contents that the allegation against the petitioner is of forcibly administering overdose of intoxicants to the deceased. However, the same is not reflected in the post-mortem report which reads that no poison was detected. Learned counsel further states that vide order dated 29.02.2016, the hearing of the matter was deferred to enable the material witnesses to be examined. Though, the matter came up for hearing, but none of the prosecution witnesses appeared before the Court for getting the statements

recorded.

Learned State counsel, on instructions, states that none of the prosecution witnesses has been examined so far.

Heard.

The petitioner is in custody since 23.11.2015. Though, the challan stands presented and charges framed, none of the prosecution witnesses has been examined so far. Therefore, this Court feels that no purpose would be achieved in keeping the petitioner under further incarceration.

In view of the without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

23.08.2016
atulsethi

(JITENDRA CHAUHAN)
JUDGE

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