

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

CRM-M-44900-2016 (O&M)
Date of decision : 23.12.2016

Nirmal Singh @ Nimma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Naveen Sharma, Advocate,
for the petitioner.

Mr. Mehardeep Singh, Addl.A.G., Punjab,
assisted by ASI Gurcharan Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in FIR No.0200 dated 26.07.2016, under Sections 364A, 342, 120-B, 323, 325 and 397 of the Indian Penal Code, registered at Police Station City Khanna, Distt. Ludhiana.

It is contended that no overt act has been attributed to the petitioner. He is in custody since 26.07.2016. Co-accused Ramandeep Kaur and Jagpreet Singh have already been admitted to bail. Even as per the case of the prosecution, the alleged detenu joined the company of his family after a couple of hours.

On the other hand, learned State counsel has opposed the instant petition. The brother of the complainant was recovered from the house of the co-accused after two hours of the occurrence. The challan stands presented but the charges are yet to be framed.

Heard.

Keeping in view the fact that co-accused Ramandeep Kaur and Jagpreet Singh, have already been admitted to bail; the petitioner is in custody since 26.07.2016; and though, the challan stands presented, but the charges are yet to be framed, therefore, it can safely be inferred that the conclusion of the trial may take a considerable time; and 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/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

23.12.2016
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(JITENDRA CHAUHAN)
JUDGE

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