

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

**Criminal Misc. No. M-5539 of 2016
Date of decision: 27.05.2016**

Jagraj Singh

..Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspapers may be allowed to see judgment? Yes/No**
- 2. To be referred to reporters or not? Yes/No**
- 3. Whether the judgment should be reported in the Digest? Yes/No**

Present: Mr. A.S. Barnala, Advocate
for the petitioner.

Mr. Rupam Aggarwal, DAG, Punjab
for the respondent – State.

Mr. G.S. Toor, Advocate
for the complainant.

Daya Chaudhary, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. on behalf of petitioner-Jagraj Singh for grant of regular bail in case FIR No.45 dated 19.04.2015 registered under Section 306 read with Section 34 of Indian Penal Code at Police Station Barnala, District Barnala.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the case whereas he was not involved and no offence under Section 306 IPC is made out against him. Learned counsel also submits that on the last date of hearing, the case was adjourned as the complainant was not examined and now the complainant has been

examined. The petitioner is in custody since 23.04.2015 and the trial may

take some time to conclude.

Learned State counsel has not disputed the custody period and the stage of the trial but opposes grant of regular bail to the petitioner.

In view of the submissions made by learned counsel for the petitioner and the fact that the complainant has been examined; it cannot be said at this stage that the petitioner is going to influence the complainant as his statement has been recorded; the petitioner is in custody since 23.04.2015; the trial may take some time in final conclusion and no purpose would be served in case, he is kept behind the bars, the present petition is allowed and the petitioner (Jagraj Singh) is directed to be released on regular bail subject to furnishing bail/surety bonds to the satisfaction of the trial Court.

27.05.2016
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(DAYA CHAUDHARY)
JUDGE