

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

**CRM-19684 of 2016 in/and
C.R.M-M No.6496 of 2016 (O&M)
Date of decision : 08.08.2016**

Bhupinder Singh Petitioner

versus

State of Punjab Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Ashok Singla, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

Mr. Satpal Sidhu, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

CRM-19684 of 2016

For the reasons recorded, application is allowed. Documents
Annexures P-4 and P-5 are taken on record.

C.R.M-M No.6496 of 2016

This petition has been filed under Section 439 Cr.P.C. for grant
of regular bail to the petitioner in case F.I.R. No.24 dated 01.03.2015
registered under Sections 302/120-B/34 IPC and Sections 25/27/54/59 of
Arms Act at Police Station Pasiana, District Patiala.

Learned counsel for the petitioner has argued that the allegation against the petitioner is that since the deceased knew him he would be able to stop the car of the deceased and then the co-accused would kill him and this was the role of the petitioner. The petitioner has been in custody since March, 2015.

On 13.07.2016 the following order was passed :-

“Counsel for the petitioner has argued that there is no evidence against the petitioner.

Learned counsel for the complainant, as well as learned Addl. AG Punjab have argued that the complainant has been examined in chief and is to be cross-examined on 4.8.2016 and prayer for bail should be considered after that date.

Adjourned to 8.8.2016.”

It is stated that on 05.08.2016 counsel of one of the co-accused was not feeling well and therefore the said witness was not cross-examined. Learned counsel for the petitioner states that as far as the present petitioner is concerned, he would not cross-examine her as she has not named him in the examination-in-chief.

Keeping in view the above facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the trial Court/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

08.08.2016
pooja sharma-I

(AJAY TEWARI)
JUDGE

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