

CRM-M-13606-2017

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

CRM-M-13606-2017

Date of Decision: 03.05.2017

Sukhchain Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Kamaldip Singh Sidhu, Advocate,
for the petitioner.

Mr. V.P.S.Sidhu, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Sukhchain Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.25 dated 26.03.2016, registered at Police Station Barnala, under Sections 302, 307 and 34 IPC and Sections 323, 324, 325, 326 and 120-B IPC, added later on.

Notice of motion was issued. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that first of all, the present petitioner is not named in the FIR. Neither he is the main accused, nor there is any allegation against him regarding causing any injury to the deceased or injured. As per the allegations, husband of Veerpal Kaur was murdered by

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her father and she also received injuries. The present petitioner is the brother of Veerpal Kaur. During the investigation, the present petitioner was found innocent. As per the FIR, no role has been attributed to him. However, the trial court has summoned the present petitioner under Section 319 Cr.P.C. The petitioner has only to face the trial and is not required for any investigation or interrogation purposes.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that no useful purpose will be served by sending the petitioner to custody. Finding merit in the present petition, the same is allowed. The petitioner is directed to surrender before the trial Court within 10 days from today and on doing so, he shall be released on bail by the trial Court to its satisfaction.

03.05.2017

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No