

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 206

CRM-M-17259-2017

Decided on : 26.05.2017

Amarjit Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Vivek Goel, Advocate, for the petitioner.

Mr.Neeraj Yadav, AAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through this petition filed under Section 439 Cr.P.C., the petitioner seeks the concession of regular bail in FIR No.13, dated 17.01.2015, registered under Sections 326, 324 and 34 IPC, at Police Station Nihal Singh Wala, District Moga.

Seeking regular bail for the petitioner, learned counsel submits that the petitioner has been in custody for the last about five months; the co-accused have already been acquitted; even if the case of the prosecution is accepted as a gospel truth which the petitioner denies, only a simple injury is attributed to him and that since the challan has not been filed, the trial is not likely to conclude in the near future.

Learned State counsel does not dispute the above factual position.

Since the petitioner has been in custody for the last about five months; the co-accused have already been acquitted; even if the case of the prosecution is accepted as a gospel truth which the petitioner denies, only a simple injury is attributed to him and that since the challan has not been filed, the trial is not likely to conclude in the near future, I am of the opinion that the petitioner deserves to be admitted to regular bail.

Bail to the satisfaction of the CJM/Duty Magistrate, Moga.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

During the period that the bail is granted to the petitioner, if he is found indulging in any criminal/illegal activity or misusing the concession of bail granted by this Court, it would be open to the State to move an appropriate application before the competent Court/this Court for cancellation of the bail granted to the petitioner.

26.05.2017
shamsher

[DEEPAK SIBAL]
JUDGE

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