

CRM-M-22333-2016

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

CRM-M-22333-2016

Date of Decision: 17.03.2017

Gurbinder Singh

... Petitioner

Versus

State of Punjab and another

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashish Aggarwal, Advocate,
for the petitioner.

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

None for respondent No.2.

INDERJIT SINGH, J.

Petitioner-Gurbinder Singh has filed this petition under Section 438 read with Section 482 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in Crl. Complaint No.94/2014, dated 16.11.2010, titled as 'Dalip Singh vs. Manmohan Singh and others', pending in the Court of learned Judicial Magistrate Ist Class, Batala wherein the petitioner along with other co-accused has been summoned under Sections 455, 380, 427, 148 and 149 IPC and Section 3 (x) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Notice of motion was issued. Learned State counsel put in appearance on behalf of respondent No.1-State and contested this petition.

However, none has appeared on behalf of respondent No.2

despite service to contest this petition.

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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 the petitioner has been summoned in a complaint case by the trial court.

In pursuance of the interim order dated 08.07.2016 passed by this Court, the petitioner has already appeared before the trial Court and has been released on interim bail. He has only to face the trial. Therefore, no useful purpose will be served by sending the petitioner to custody.

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 merit in this petition and the same is allowed. The order dated 08.07.2016, granting interim bail to the petitioner, is made absolute.

17.03.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

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