

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

CRM-M-2575-2017 (O&M)
Date of decision: 01.02.2017

JASVIR SINGH @ KHIR SINGH AND ANR

...Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present : Mr. G.S. Nahel, Advocate
for the petitioner (s).

Ms. Dhivya Jerath, AAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioners have sought regular bail in FIR No.54 dated 22.04.2016, registered under Sections 341, 323 and 506 of the Indian Penal Code (for short 'the IPC') read with Section 34 IPC and Section 308 IPC (added later on), at Police Station Sadar Sangrur, Distt. Sangrur.

The learned counsel for the petitioners seeks permission to withdraw the present petition qua petitioner No.1-Jasvir Singh, therefore, the present petition is dismissed as withdrawn qua petitioner No.1-Jasvir Singh.

The learned counsel for petitioner No.2-Bhola Singh refers to MLR of the injured to contend that the injury is simple in nature. Petitioner No.2 is in custody since 15.10.2016.

On the other hand, the learned State counsel states that though the injury is simple in nature, however, the same is inflicted on the vital part i.e. head of the injured. She submits that challan has been filed and out of 16 prosecution witnesses, none has been examined so far.

Heard.

Considering the facts that petitioner No.2-Bhola Singh is in custody since 15.10.2016; injury is simple in nature; challan has been presented; and out of 16 prosecution witnesses, none has been examined so far, trial is likely to take a long time, therefore, no purpose would be served in keeping petitioner No.2 behind the bars, without adverting to the merits of the instant case, this petition is allowed. Petitioner No.2 be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court, concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

01.02.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No