

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

CRM-M-26297-2017 (O&M)
Date of decision : 07.12.2017

Suraj Chauhan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Satish Kumar, Advocate for the petitioner.

Ms. Anju Arora, Addl.A.G., Punjab,
assisted by ASI Jagir Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.87 dated 06.11.2016, registered under Sections 307 and 148 read with Section 149 of the Indian Penal Code and Sections 25 and 27 of the Arms Act, at P.S. Phase 8, Mohali.

This is the second petition moved by the petitioner seeking regular bail. The first petition was dismissed as withdrawn.

Contentends that the investigation is complete and the challan has been filed. The petitioner is not named in the FIR, nor any injury has been attributed to him. All the co-accused of the petitioner have already been admitted to bail. The petitioner is not involved in any other FIR.

On the other hand, learned State counsel, on instructions, submits that the charges have been framed and 16 witnesses have been cited by the prosecution.

Heard.

Keeping in view the facts that the petitioner is not named in the

FIR; he is not involved in any other FIR; and none out of 16 prosecution

witnesses has been examined so far, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

07.12.2017

atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No