

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

**CRM-M-28691-2017 (O&M)
Date of decision: - 24.10.2017**

Mahavir Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: - Mr. Vikrant Pamboo, Advocate for the petitioner.

Ms. Rajni Gupta, Sr. DAG, Punjab.

ARVIND SINGH SANGWAN, J (ORAL)

This is a petition under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 24 dated 8.3.2017 under Sections 452, 326, 323, 506, 34 IPC, registered at Police Station Shambhu, District Patiala.

Learned counsel for the petitioner submits that petitioner is in judicial custody since 1.6.2017 and all the co-accused have been granted bail by the trial Court.

Learned counsel for the petitioner further submits that petitioner is not involved in any other case and is no more required for any further investigation. He further submits that challan has already been presented before the trial Court; the offences are triable by the Court of Magistrate and will take long time in conclusion of the trial.

Learned State counsel, on instructions from H.C. Gurmukh Singh, does not dispute the factual position that report under Section 173 Cr. P.C. has been submitted before the trial court and charges are yet to be framed.

Without commenting upon merits of the case, present petition is allowed. Petitioner is directed to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Patiala.

However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case or found misusing concession of bail.

(ARVIND SINGH SANGWAN)
JUDGE

24.10.2017

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Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No