

CRM-M-3045 of 2017

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

CRM-M-3045 of 2017
Date of Decision: 12.10.2017

Amritpal Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Sanjeev K. Virk, Advocate, for the petitioner.
Ms. Bhavna Gupta, DAG, Punjab.

RAMENDRA JAIN, J. (ORAL)

Prayer in the instant petition under Section 439 Cr.P.C. has been made for grant of regular bail to petitioner Amritpal Singh in a case arising from FIR No.44 dated 28.03.2016 under Sections 308/34 IPC registered at Police Station Sadar, Phagwara, District Kapurthala.

On 27.07.2017, it was wrongly directed to produce co-accused Suman presuming her as wife of the petitioner. In fact, she is the wife of co-accused Gurjinder Singh. According to the learned State counsel, co-accused Suman has already been arrested on 5.8.2017. Accordingly, the order dated 27.07.2017 stands corrected to the extent above.

Learned counsel contends that the petitioner is in custody for more than 1½ year. The trial has become *de novo* after summoning of Suman under Section 319 Cr.P.C. and its conclusion shall take a long time. No useful purpose would be served by detaining the petitioner in jail.

On the other hand, learned State counsel vehemently opposed prayer for grant of regular bail.

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Considering over-all facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner is ordered to be released on bail, on his furnishing bail bonds and surety bonds, to the satisfaction of Trial Court/Duty Magistrate concerned.

October 12, 2017
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No