

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

Crl. Misc. M-31830 of 2017 (O&M)
Date of Decision: September 01, 2017

Sukhwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. Abhaypal Singh Gill, AAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.14 dated 27.01.2016, under Sections 365, 323, 341, 34 of Indian Penal Code, registered at Police Station Sadar Dhuri, District Sangrur.

Learned counsel for the petitioner contends that the petitioner herein had wrongly noted down the date of hearing before the trial court and absented himself from the court on 12.01.2017 and ultimately, he was declared proclaimed offender by the trial court on 12.05.2017. It is submitted that subsequently the petitioner was arrested and now he is in custody in the aforesaid FIR from 19.05.2017. It is also contended that conclusion of trial is likely to take some time and other co accused are

already on bail, therefore, petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the bail application, while submitting that out of total 14 witnesses, 04 witnesses have been examined.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that no recovery is to be effected from the petitioner, he is not required for any further investigation and that he is in custody since 19.05.2017, no useful purpose would be served in keeping the petitioner behind the custody. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

September 01, 2017
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No