

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

CRL. MISC. NO.M-36850 OF 2017 (O&M)
DATE OF DECISION : 6th OCTOBER, 2017

Bikram

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mrs. Amandeep Soni, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.61 dated 28.05.2016, registered under Sections 308, 323, 325, 452, 506, 148 and 149 IPC, (Section 427 added later on) at Police Station Bhogpur, Jalandhar.

The only allegation against the petitioner is that he, while armed with *sota* accompanied by some other persons, instigated his co-accused to bring Amarjeet outside and it was subsequent thereto, his co-accused caused injuries to said Amarjeet. An injury, which falls within the ambit of Section 308 IPC, is attributed to non-applicant. The petitioner was arrested in this case on 04.07.2017 and since then he is in jail. During his custodial interrogation, the alleged weapon i.e. *sota* has already been recovered. After the completion of investigation, report under Section 173 (2) Cr.P.C. has already been presented in the court of learned Jurisdictional Magistrate. Certainly, the disposal of the trial would take sufficient long time.

In that view of the matter, no useful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

Taking into consideration all the aforesaid aspects of this case but without expressing any opinion on the merits of the case, I am inclined to grant bail to the petitioner. Hence I make the following order:

ORDER

- (i) The CRL. MISC. NO.M-36850 OF 2017 is allowed
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.

6th OCTOBER, 2017
‘raj’

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes</i>	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	<i>No</i>