

CRM-M-37862-2016

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

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Date of Decision: 17.02.2017

Joginder Masih

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Mohit Rampal, Advocate,
for the petitioner.

Mr. Deep Singh, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Joginder Masih has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.140 dated 29.12.2014, registered at Police Station Ramdass, Amritsar, District Amritsar, under Sections 324 read with Section 34 IPC and Section 326 IPC added later on.

Notice of motion was issued. Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

It has been brought to my notice that the present petitioner

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was declared proclaimed offender and now he has been in custody since 01.06.2016.

Learned counsel for the petitioner argued that in the similar circumstances, co-accused namely Fateh Masih has been granted bail by this Court.

From the record, I find that the present petitioner has been stated to be armed with sword and caused grievous injury on the head of complainant-Baljit Singh.

The petitioner has been in custody since 01.06.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case is going on and it will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

17.02.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No