

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

**Criminal Misc. No.M-39292of 2017(O&M)
Date of Decision: December 19, 2017.**

Satnam Singh

Petitioner.

Versus

U.T. Chandigarh

Respondent

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Baljeet Beniwal, Advocate
for the petitioner.

Mr.G.S.Chahal, APP for UT, Chandigarh

LISA GILL, J.

Petitioner seeks the concession of bail pending trial in FIR No.145 dated 23.07.2017, under Sections 147, 148, 324, 452, 436 IPC (later on Section 436 IPC deleted and Sections 326, 354, 354-B IPC and Section 8 of the Protection of Children from Sexual Offences Act, 2012 were added), registered at Police Station Sector-26, Chandigarh.

It is submitted that the none of the offences as mentioned above are made out against the present petitioner. There is no overt act attributed to the present petitioner except a stick blow (Danda) inflicted upon the complainant as he was boarding the police vehicle. The petitioner, it is submitted is not involved in any other criminal case. Therefore, the present petition be allowed.

Learned counsel for the UT, Chandigarh, on instructions from SI Gurdev Singh, verifies that the final report under Section 173 Cr.P.C, in this case has been presented. Charge against the petitioner as well as the other co-accused

has since been framed. The petitioner is not reported to be involved in any other criminal case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in Court, if released on bail. No useful purpose would be served by keeping the petitioner incarcerated any longer in the facts and circumstances of this case.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition filed by petitioner-Satnam Singh, is allowed. The petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned Trial Court.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

19.12.2017
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.