

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

Crl. Misc. M-40280 of 2017 (O&M)
Date of Decision: November 24, 2017

Sarabjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. M.S. Dhami, Advocate
for the petitioner.

Mr. A.S. Dhaliwal, DAG 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.59 dated 06.07.2017, under Section 306 of Indian Penal Code, registered at Police Station Anandpur Sahib, District Rupnagar.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 06.07.2017. It is argued that the petitioner is falsely implicated in the present case. It is also contended that statement of material witnesses have been recorded, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from Investigating Officer, opposes the grant of

regular bail, however, does not dispute that out of total 17 witnesses, 03 witnesses have been given up and 07 witnesses have been examined including the material witnesses i.e. sister of the deceased and author of the FIR

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the fact that statement of material witnesses i.e. sister of the deceased and author of the FIR have been recorded, no useful purpose would be served in keeping the petitioner behind bars. 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.

November 24, 2017
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No