

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

CRM-M No. 44106 of 2016(O&M)

Date of decision: 21.4.2017

Jatinder Singh @ D.C.

....Petitioner

VERSUS

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Dinesh Ghai, Advocate for the petitioner.

Mr. Ankur Jain, AAG, Punjab.

REKHA MITTAL, J.(Oral)

The petitioner prays for grant of regular bail in FIR No.89 dated 22.05.2016 registered with Police Station Model Town, District Ludhiana for offence punishable under Sections 306 read with Section 34 of the Indian Penal Code, 1860.

Counsel for the petitioner has submitted that Gurdev Singh – complainant and his wife Kulwinder Kaur have already been examined by the trial Court and both of them failed to support the prosecution. It is further submitted that as material witnesses in the case have already been examined, there can be no apprehension in the mind of the prosecution that the petitioner may tamper with the prosecution evidence in case enlarged on bail. The last submission made by counsel is that the petitioner is ready to face the proceedings, in accordance with law, without any default.

Counsel for the State does not dispute the factual assertions but opposed the prayer for bail.

In view of the above, without commenting upon merits of the case, the petitioner shall be released on bail subject to satisfaction of the trial Court. However, he shall abide by the following conditions:-

- (i) he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade him/her from disclosing such facts to the Court;
- (ii) he shall not leave India without previous permission of the Court.

APRIL 21, 2017

‘D. Gulati’

(REKHA MITTAL)

JUDGE

Whether speaking/reasoned

:

yes/no

Whether reportable

:

yes/no