

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

CRM -M-46532 of 2016 (O&M)

Date of decision: 13.01.2017

Jagtar Singh @ Tar and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. T.S. Sangha, Sr. Advocate with
Mr. Narinder Singh, Advocate for the petitioners.

Mr. Mehardeep Singh, Addl. A.G., Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioners have sought regular bail in FIR No. 38 dated 19.08.2016, registered under Sections 302, 325, 120-B, 336, 148 read with Section 149 of IPC and Sections 25 & 27 of Arms Act, at Police Station Sehna, District Barnala.

It is contended that petitioner No.1, Jagtar Singh @ Tar is said to be present on the spot with a baseball bat, whereas petitioner No.2, Manjit Singh @ Gaggu is said to be armed with soti (stick), however, no injury has been attributed to either of the petitioners. Petitioner No.2, Manjit Singh @ Gaggu, a young boy who after completing matriculation had been preparing for IELTS, has now

been falsely implicated being son of main accused, Malkiat Singh. Petitioner No.1, Jagtar Singh @ Tar is in custody since 03.09.2016 and petitioner No.2, Manjit Singh @ Gaggu is in custody since 22.08.2016.

On the other hand, learned State counsel opposes the bail application.

I have heard learned counsel for the parties and perused the record.

Considering the fact that no injury has been attributed to the petitioners; the challan stands presented, however, the charges are yet to be framed, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioners be admitted to bail during the pendency of trial, on their furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

13.01.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No