

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

CRL. MISC. No.M-48538 OF 2017
DATE OF DECISION : 22nd DECEMBER, 2017

Rajdeep Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Sukhjot Singh, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

Heard learned counsel for the rival parties and counsel for the complainant as well.

This is second petition by the petitioner for regular bail in FIR No.151 dated 26.09.2016 under Sections 302, 307, 323, 506, 148 & 149 of Indian Penal Code and Sections 25/27/54/59 of Arms Act, registered at Police Station Dharamkot, District Moga.

This Court did not grant regular bail to the petitioner in view of the fact that the complainant/victim/injured was not examined and the matter was adjourned on a number of occasions.

Now there is a deposition placed on record along with the petition by the counsel for the petitioner in respect of victim/complainant-Ran Singh S/o Joga Singh.

Perusal of the evidence shows that evidence of the complainant did not show that he has supported the prosecution in respect of incidence of murder. In other words, the said witness, who

was star witness of prosecution, has turned hostile, though his brother is said to have been murdered.

In that view of the matter, I make the following order:

ORDER

- (i) CRL. MISC. No.M-48538 OF 2017 is allowed.
- (i) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (ii) The petitioner shall not enter the limits of District Moga till the completion of the trial, save and except the dates of attendance before the trial Court in the present case.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.
- (iv) The petitioner would file an undertaking to the trial Court with copy to the police station concerned that he will not commit the same or any other kind of offence in future.
- (v) Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.
- (vi) In case, the petitioner violates the above said conditions, this order of bail comes to an end automatically without reference to this Court.

22nd DECEMBER, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>