

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

CRM-M-13307 of 2018

Date of Decision: 04.04.2018

Randhir Singh @ Dheera

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Ashima Lakhanpall, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG, Punjab..

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.270 dated 11.09.2017 registered under Sections 302, 34 and 201 of the Indian Penal Code at Police Station Sidhwan Bet, District Ludhiana.

It is contended by learned counsel for the petitioner that the alleged occurrence had taken place way back on 21.12.2008 and regarding that DDR No. 15 dated 21.12.2008 (P-4) was recorded at Police Station Chowki Mann, District Ludhiana and Jaskewal Singh died on 27.12.2008 and thereafter the postmortem was conducted on 27.12.2008 (P-6) and inquest proceedings were carried out by the police and the matter was closed. But, now after a period of nine years, FIR No. 270 dated 11.09.2017 under Sections 302, 34 and 201 of the Indian Penal Code has been registered against the petitioner and

one Satpal Singh regarding the same very occurrence.

Learned State counsel has opposed the bail application.

Heard learned counsel for the parties and perused the paper book.

In view of the fact that there is a delay of approximately nine years in lodging the FIR and that too without any reasonable explanation and the petitioner is in custody since 16.09.2017 and the report under Section 173 Cr.P.C. has already been submitted. Charges are yet to be framed, thus, the trial is likely to take a long time to be concluded finally and as such no useful purpose would be served by keeping the petitioner behind the bars any more. Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Randhir Singh @ Dheera be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

April 04, 2018
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no