

Crl. Misc. No. M-15273 of 2018

(1)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-15273 of 2018

DATE OF DECISION:19.12.2018

Manish Prabhakar

.....Petitioner

Versus

State of Punjab

.....Respondent

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. PS Sullar, Advocate
for the petitioner.

Mr. Amit Mehta, Senior DAG, Punjab.

DAYA CHAUDHARY, J.

The present petition under Section 439 Cr.P.C. has been filed by petitioner-Manish Prabhakar for grant of regular bail to him in case FIR No. 102 dated 10.10.2015 registered under Sections 302/34 IPC and 25 (1-AA), 25,27,54,59 Arms Act at Police Station Phase 8, Mohali.

Learned counsel for the petitioner contends that the petitioner has undergone custody of more than three and a half years and only a single witness has been examined. Learned counsel further contends that trial may take long time to conclude and no purpose would be served by keeping the petitioner behind the bars.

Learned counsel for respondent-State has not disputed the custody period and stage of the trial. However, learned State counsel submits that total 28 prosecution witnesses are there and only complainant

has been examined.

Without commenting anything on the merits of the case and keeping in view the facts that the petitioner is in custody for the last more than three and a half years; total 28 prosecution witnesses are there and only complainant has been examined and no purpose would be served by keeping him behind the bars, the present petition is allowed. Petitioner-Manish Prabhakar is directed to be released on regular bail subject to his furnishing bail/surety bonds to the satisfaction of trial Court.

December 19, 2018
pooja

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No