

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

CRM-M-19795-2018

Date of Decision:17.05.2018

Malkit Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. P.K. Ganga, Advocate
for the petitioner.

Mr. A.A. Pathak, Addl. A.G. Punjab.

P.B. BAJANTHRI J. (Oral)

In the instant petition, petitioner is seeking regular bail in case FIR No.80 dated 13.07.2011 registered under Sections 452, 325, 323, 148, 149 IPC at Police Station Canal Colony, Bathinda District Bathinda.

2. Learned counsel for the petitioner submitted that petitioner was found innocent in investigation and his name was placed in column No.2 of report under Section 173 Cr.P.C. Later on he was summoned under Section 319 Cr.P.C to face trial.

3. Learned Counsel for the State submitted that co-accused are on bail but the conduct of accused was not good as he violated the court order.

4. Heard learned counsel for the parties.

5. Petitioner was declared as proclaimed offender on 7.11.2017. There are seven accused. Among the seven accused, six accused were already on bail. Some of the witnesses have already been examined by the trial Court. In the meanwhile, petitioner has been arrested on 20.3.2018.

6. Keeping in view the fact that petitioner was summoned under Section 319 Cr.P.C. to face trial and six other co-accused of the petitioner

were stated to have been extended the benefit of bail, No useful purpose

would be served by detaining the accused in custody. Therefore, without commenting on the merits of the case, petitioner-Malkit Singh is ordered to be released on bail to the satisfaction of concerned Chief Judicial Magistrate/Duty Magistrate.

4. Petition stands allowed accordingly.

17.05.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**