

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

CRM-M No.21185 of 2018 (O&M)

Date of Decision: 20.09.2018

Hardeep Singh

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. A.S. Brar, Advocate
for the petitioner.

Mr. Amit Mehta, Sr. D.A.G., Punjab.

DAYA CHAUDHARY, J. (ORAL)

CRM No.33274 of 2018

This application has been moved for placing on record the affidavit/compromise of the complainant.

Criminal Misc. Application is allowed and affidavit/compromise of the complainant is taken on record.

CRM-M No.21185 of 2018

This petition has been filed by petitioner-Hardeep Singh under Section 439 Cr.P.C for grant of regular bail to him in case FIR No.0029 dated 24.02.2018 registered under Sections 307, 323, 506.148, 149 IPC and Section 25/27 of the Arms Act registered at Police Station City Moga, District Moga.

Learned counsel for the petitioner submits that the present FIR is the outcome of the business rivalry between the complainant and a friend of petitioner, namely, Deep Singh. Petitioner was not involved in the

offence. Neither his name has been mentioned in the FIR nor any specific role has been attributed to him. The petitioner is in custody since 28.02.2018 and he has been implicated only because of offence under Sections 148/149 IPC. Learned counsel also submits that after presentation of challan, the charges have been framed and even a single witness has not been examined so far.

Learned State counsel has not disputed the custody period as well as stage of trial and also the fact that the name of the petitioner has not been mentioned in the FIR and no role has been attributed to him.

Keeping in view the submissions made by learned counsel for the petitioner and by considering that the petitioner has been implicated only because of offence under Sections 148/149 IPC; he is in custody since 28.02.2018; trial may take long time to conclude and no useful purpose would be served by keeping him in custody, the present petition is allowed and petitioner, namely, Hardeep Singh is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

(DAYA CHAUDHARY)
JUDGE

20.09.2018
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No