

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

CRM-M No.23808 of 2018

Date of Decision: 14.09.2018

Anil Kumar and another

....Petitioner

Versus

U.T. Chandigarh

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. S.S. Sarwara, Advocate
for the petitioner.

Mr. J.S. Toor, APP., U.T. Chandigarh.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioners in case FIR No.298 dated 17.09.2017 registered under Sections 147/148/149/307/506 of IPC and under Section 25/54/59 of the Arms Act at Police Station Sector 31, Chandigarh.

Learned counsel for the petitioners submits that the petitioners have falsely been implicated in the case, whereas, no offence is made out against them. Learned counsel further submits that no connecting evidence is there to involve the petitioners in the commission of offence. Learned counsel also submits that all material witnesses have been examined and the petitioners are in custody since 30.01.2018.

Learned counsel for the respondent-U.T. Chandigarh has not disputed the custody period but opposes the submissions made by learned counsel for the petitioners.

Without commenting anything on the merits of the case and keeping in view the custody, which is more than 07 months and also the fact

that out of total 16 witnesses, four material witnesses have been examined; trial may take some more time to conclude and no useful purpose would be served by keeping the petitioners behind bars, the present petition is allowed and petitioners, namely, Anil Kumar and Shamdarsh Kumar @ Joseph are directed to be released on regular bail on their furnishing bail/surety bonds to the satisfaction of the trial Court.

14.09.2018
gurpreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No