

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

CRM-M-2408 of 2018

Date of Decision: 05.04.2018

Karam Singh @ Karamjit Singh and another
Versus

....Petitioners

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Varun Sharma, Advocate
for the petitioners.

Mr. A.S. Dhaliwal, DAG, 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.09 dated 14.09.2011 registered under Sections 302, 201, 218 and 120-B of the Indian Penal Code at Police Station State Crime SAS Nagar (Mohali), Punjab.

It is contended by learned counsel for the petitioners that the petitioners are in custody since 08.12.2017 and the report under Section 173 Cr.P.C. has already been submitted and charges are yet to be framed. It is further contended that the co-accused including the main accused namely, Chamkaur Singh s/o Malkit Singh have already been acquitted by learned trial Court vide judgement dated 07.11.2013 and there is no specific allegation against the present petitioners.

On instructions from Inspector Kulwinder Singh, learned

State counsel has duly acknowledged the above factual position.

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

In view of the fact that the ,main accused has already been acquitted by learned trial Court on the basis of the same evidence of the prosecution witnesses who are to be examined against the petitioners and they are in custody since 18.12.2017 and the report under Section 173 Cr.P.C. has already been submitted. The trial is likely to take a long time to be concluded and as such no useful purpose would be served by keeping the petitioners 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. Petitioners namely, Karam Singh @ Karamjit Singh and Rajinder Singh @ Harjinder Singh be admitted to bail on their furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

April 05, 2018
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no