

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

209

CRM-M-25812-2018 (O&M)
Date of Decision: 11.09.2018

RAMINDER SINGH & ANR.

...Petitioners

Versus

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE SUDHIR MITTAL.

Present:- Mr. Karanjit Singh, Advocate,
for the petitioners.

Mr. K.S. Sidhu, DAG, Punjab.

SUDHIR MITTAL, J. (Oral)

1 Petitioners seeks regular bail in case FIR no.54 dated 25.05.2018, registered under Sections 307, 452, 506, 34 of IPC and 25 and 27 of the Arms Act, 1959 at Police Station Fattu Dhingra, District Kapurthala.

2 Learned counsel for the petitioners submits that as per the allegations in the FIR, the petitioners trespassed into the house of the complainant and fired at him. However, no injuries were allegedly caused to anyone and thus, Section 307 IPC has been deleted subsequently by the Police and Section 336 IPC has been added. Moreover, a perusal of the challan shows that only empty cartridges were recovered from the spot but no bullets marks were found on the walls. Investigation is complete in this case. Thus, no useful purpose will be served by keeping the petitioners in custody indefinitely. The petitioners deserve to be released on regular bail.

3 Custody certificate dated 10.09.2018, prepared by Kulwant

Singh Sidhu, PPS, Deputy Superintendent Central Jail, Jalandhar at Kapurthala, has been filed in Court and is taken on record. A copy thereof has been supplied to learned counsel for the petitioners. According to the certificates, the petitioners have undergone actual period of three months and thirteen days and there is no other case pending or deciding against them.

4 In view of the above and the fact that the investigation in this case is complete and that the petitioners are not involved in any other criminal case, I deem it just and expedient to release the petitioners on regular bail. The trial is not likely to be concluded at an early date and therefore, no useful purpose will be served by keeping the petitioners in custody during the pendency of the trial.

5 Accordingly, petition is allowed and the petitioners are ordered to be released on bail on their furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

(SUDHIR MITTAL)
JUDGE

September 11, 2018
jyoti3

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No