

CRM-M-28529-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-28529-2018

Date of Decision: 18.07.2018

Dhanna Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Shivam Malhotra, Advocate for
Mr. Manuj Nagrath, Advocate,
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner-Dhanna Singh has filed this third petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.161 dated 03.08.2015, registered at Police Station Sadar Jagraon, District Ludhiana, under Sections 302, 307, 325, 341, 506, 148, 149 and 120-B of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that the present petitioner is named in the FIR. He is stated to be armed with *Kirch* and injury to the deceased on backside has been attributed to him.

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Learned State counsel submits that trial is almost complete; only four formal witnesses remain to be examined and next date before the trial Court is fixed as 30.07.2018.

Keeping in view the nature and gravity of the offence and in view of the fact that the petitioner has caused injury to the deceased and actively participated in the commission of offence, I do not find it a fit case where the petitioner is entitled to the benefit of regular bail.

Therefore, finding no merit in the present petition, the same is dismissed.

However, nothing stated above shall constitute my opinion on merits of the case.

However, as the petitioner has been in custody since 05.08.2015, trial Court is directed to expedite the trial by giving short adjournments or even by adjourning the case on day to day basis, if necessary. Investigating Officer/Station House Officer of the concerned police station is directed to produce the remaining witnesses on the next date fixed before the trial Court. SSP, Ludhiana Rural is directed to ensure the presence of witnesses on the date fixed before the trial Court.

18.07.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned : Yes
Whether reportable : No