

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-28648 of 2018

Date of Decision: October 15, 2018

Ranjit Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Manpreet Singh, Advocate
for the petitioner

Mr. Kirat Singh Sidhu, DAG Punjab

Sudhir Mittal, J. (Oral)

The petitioner seeks grant of regular bail in case FIR No. 117 dated 27.06.2011 under Sections 382, 364, 34 IPC registered at Police Station Sarabha Nagar, District Ludhiana City.

Learned counsel for the petitioner submits that during the course of the trial, petitioner had been granted regular bail. However, the same was cancelled as he did not appear on one particular date i.e. 16.07.2016. Thereafter, he was declared proclaimed offender vide order dated 11.05.2017. The petitioner then surrendered on 20.02.2018 and has been in custody since then. The trial is still not complete and it may take some time for the same to be concluded. There is no other case pending against the petitioner and, thus, he may be released on regular bail.

Custody certificate dated 18.07.2018 prepared by Sh. Iqbal Singh Dhaliwal, PPS, Deputy Superintendent Central Jail, Ludhiana, Prison has been filed in the Court today and the same is taken on record. A copy thereof has been supplied to learned counsel for the petitioner.

According to this certificate, the petitioner has undergone actual custody of eight months and thirteen days. Since the custody certificate is of dated 18.07.2018, as on date the petitioner has undergone actual custody of almost 11

months. One other case was registered against him in the year 2011 but he has been acquitted therein.

On being questioned regarding stage of the trial, learned State counsel submits that out of 9 PWs, 5 have been examined.

Thus, it is clear that the trial may still take some time to be concluded. There is no other case pending against the petitioner and he has been in custody for about 11 months. Therefore, it would be appropriate to release him on regular bail.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

October 15, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No