

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

CRM-M No. 31075 of 2017

Date of decision : 12.11.2018

Jaskaran Singh alias Jassa

.....Petitioner

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Ms. Surinder Kaur, Advocate for
Mr. Ashish Bakshi, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

* * *

DAYA CHAUDHARY, J. (Oral)

Petitioner Jaskaran Singh alias Jassa has filed the present petition under Section 439 of the Code of Criminal Procedure, 1973 (for short the 'Cr.P.C.') for grant of regular bail to him in case FIR No.67 dated 08.05.2016 under Sections 307/323/324/341/506/148/149 of the Indian Penal Code, 1860 (Sections 307/326 IPC added later on), registered at Police Station Sadar Jalandhar, Distt. Jalandhar, during pendency of the trial.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the case and even the petitioner was not present at the place of occurrence. No offence is made out under Section 307 IPC. The trial will take long time to conclude as the complainant is not appearing before the trial Court. Only his examination-in-chief has been

conducted and not the cross-examination. An application has been moved under Section 311 Cr.P.C. by the prosecution for recalling of the doctor witness.

Learned State counsel has not disputed the period of custody undergone by the petitioner as well as stage of the trial.

Heard arguments of learned counsel for the parties and have also perused the contents of the FIR and other documents available on the file.

Without commenting anything on the merits of the case and keeping in view the period of custody undergone by the petitioner and also the stage of the trial, the present petition is allowed and the petitioner is directed to be released on regular bail on furnishing bail/surety bonds to the satisfaction of the trial Court.

12.11.2018

sunil yadav

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No