

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

CRM-M-3276-2018
Date of decision: 30.05.2018

Balbir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Shrey Goel, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab
assisted by ASI Swarn Chand.

ARVIND SINGH SANGWAN, J. (Oral)

This 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. 0188 dated 15.09.2017, registered under Sections 379-B and 34 of the Indian Penal Code at Police Station Jamalpur, Ludhiana.

Learned counsel for the petitioner submits that the petitioner is in judicial lock up since 18.09.2017 and has undergone actual custody of about 08 months.

Learned counsel for the petitioner further submits that the statement of the complainant has already been recorded and there is no possibility that the petitioner will tamper with the evidence or will try to influence any of the prosecution witnesses. It is further submitted that co-accused of the petitioner, namely Ravinder Pal @ Arvinder Pal Singh, has already been granted concession of regular bail, vide order dated 01.12.2017 passed by a co-ordinate Bench this Court in CRM-M-44903-2017. Learned

counsel for the petitioner further submitted that other co-accused of the petitioner, namely Ajmber Singh, has also been granted concession of regular bail by learned Additional Sessions Judge, Ludhiana, vide order dated 09.03.2018. It is also submitted that the petitioner is on bail in the other FIR, as per custody certificate dated 16.03.2018

Learned State counsel, on instructions from ASI Swarn Chand, has submitted that statements of victim-Navdeep Kaur as well as complainant-Yaspal Bansal, who appeared as PW-1 and PW-2 respectively, have already been recorded and only the official witnesses remain to be examined.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is in judicial custody for last about 08 months; two of his co-accused have already been released on regular bail; statements of the victim and complainant have already been recorded and in view of the fact that conclusion of the trial will take some time, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

30.05.2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No