

CRM-M-3374-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-3374-2018

Date of Decision: 22nd February, 2018

Babbal Joseph

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. P.B.S. Goraya, Advocate
for the petitioner.

Mr. Kuldeep Singh, Sr. DAG, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing this petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.229, dated 13.11.2016, registered at Police Station Sadar District Amritsar, under Sections 302, 307, 379-B, 148, 149, 427, 120-B and 201 of the Indian Penal Code.

It is the contention of the learned counsel for the petitioner that the petitioner was arrested on 01.04.2017. He contends that initially challan was presented against the petitioner, however, a report has been submitted under Section 173 (8) of Cr.P.C., whereby, the petitioner has been declared as innocent and his discharge has been prayed for by the investigating agency. Counsel contends that even on going through the allegations against the petitioner, he has attributed injuries on the person of Manjinder Singh, however, there is no medico legal examination of Manjinder Singh

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and therefore, in the light of the these facts, prays that the petitioner, who is in custody since 01.04.2017 and is, according to the prosecution, no more an accused in the case, be granted the concession of regular bail.

Counsel for the State, on instructions from SI Sarwan Singh, P.S. Sadar Amritsar, could not dispute the assertions of the counsel for the petitioner.

Keeping in view the above, the present petition is allowed without expressing any opinion on the merits of the case. Petitioner is directed to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate, Amritsar.

(AUGUSTINE GEORGE MASIH)
JUDGE

22nd February, 2018
Harish

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No