

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

Crl. Misc. M 34798 of 2018 (O&M)
Date of decision: 4.9.2018

Aamir

...Petitioner

Versus

Union Territory, Chandigarh

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Mandeep Singh, Advocate,
for the petitioner.

Mr. Rajiv Vij, Addl. P.P., Chandigarh.

JAISHREE THAKUR, J. (Oral)

The petitioner herein has filed this petition under Section 439 of the Code of Criminal Procedure for grant of regular bail in case FIR No. 255 dated 5.6.2018, under Sections 341, 354, 506 and 452 IPC registered at Police Station Manimajra, Chandigarh.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and he is in custody since 5.6.2018, while contending that the allegations as set out in the FIR are vague. In fact, the petitioner never entered into the house of the victim and the petitioner has been implicated in this case because of the previous enmity between the family of the petitioner and the victim. Furthermore, the occurrence is alleged to have taken place on 23.5.2016, whereas the instant FIR was lodged on 5.6.2018. Thus, there is inordinate delay in lodging the

FIR. It is also submitted that after investigation challan has been presented. The trial is likely to take some time. No useful purpose would be served by keeping the petitioner behind bars till the conclusion of the trial. He prays that the petitioner be admitted to regular bail.

Learned counsel appearing on behalf of the Union Territory, Chandigarh has contested the bail application while submitting that the allegations levelled against the petitioner are of serious nature and as such he does not deserves the concession of bail.

I have heard learned counsel for the parties.

Without going into the merits of the case and keeping in view the facts that the challan has been presented and the trial is likely to take some time to conclude, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

4.9.2018

prem

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

No