

S.No.206

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

**CRM-M-35539 of 2018
Date of Decision:05.10.2018**

**Sukhraj singh @ Sukh Petitioner
Vs.
State of Punjab Respondent**

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Sant Pal Singh Sidhu, Advocate
for the petitioner.

Mr. K.S. Aulakh, DAG, Punjab.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.63 dated 04.05.2018 registered under Section 307, 353, 186, 332, 34 IPC at Police Station Shambu, District Patiala.

Counsel for the petitioner contends that even as per the best case of the prosecution, the ingredients of Section 307 IPC would be a moot point in this case. It is submitted by the counsel that the petitioner is in custody since 16.05.2018. Challan has already been filed. The petitioner is not required for any investigation purpose. There is no other case of any kind against the petitioner.

On the other hand, counsel for the State, being instructed by ASI Paramjit Singh, submits that the petitioner has committed a serious offence of making an attempt to run over the police person. However, the fact regarding custody of the petitioner and the fact that there is no other case against the petitioner is not denied by the learned State Counsel.

In view of the above, but without commenting any further upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

October 05, 2018
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No