

CrI. Misc. No. M-36242 of 2018
Date of Decision: October 16, 2018

Jugraj Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. B.S. Jaswal, Advocate
for the petitioner
Mr. Kirat Singh Sidhu, DAG Punjab

Sudhir Mittal, J. (Oral)

The petitioner seeks grant of regular bail in case FIR No. 29 dated 24.03.2018 under Sections 379-B, 34 IPC (Section 411 IPC added later on) registered at Police Station B Division, Police Commissionerate, Amritsar, District Amritsar.

Learned counsel for the petitioner submits that the petitioner has been in custody since 24.03.2018. The co-accused namely, Vijay has been granted the concession of regular bail, vide order dated 08.08.2018.

The investigation is complete but the trial is not likely to be concluded at an early date. There is no other case pending against the petitioner and, thus, he may be released on regular bail.

Custody certificate dated 27.08.2018 prepared by Sh. Rajiv Kumar Arora, Deputy Superintendent Central Jail, Amritsar has been filed in the Court today and the same is taken on record. A copy thereof has been supplied to learned counsel for the petitioner.

According to this certificate, the petitioner has undergone actual custody of five months as on 27.08.2018. Thus, as on date the petitioner has undergone actual custody in excess of six months. This is one more case under

Section 323 IPC, pending against the petitioner.

On being questioned, learned State counsel submits that out of 12 PWs, only 1 PW has been examined till date.

Thus, it is clear that the trial is not likely to be concluded at an early date. The co-accused has already been released on regular bail and, thus, I deem it appropriate to grant the same concession to the petitioner as well.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

October 16, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No