

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

Crl. Misc. M-42509 of 2017(O&M)

Date of Decision: August 29, 2018

Kuldeep Singh @ Jaggi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. P.S. Dhaliwal, Advocate
for the petitioner.

Ms. Rajni Gupta, Senior DAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.336 dated 23.11.2015, under Sections 302, 304-B, 498-A, 148, 149, 34 of Indian Penal Code, registered at Police Station City Barnala, District Barnala.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 26.11.2015, while submitting that initially when the deceased suffered injuries, she had suffered a statement on 28.09.2015 stating that the fire occurred accidentally due to the fall of her *chunni* on the fire, while she was boiling water and no fault was attributed to anyone. It was only subsequent thereto that she was taken to her paternal home and when her condition deteriorated that she again suffered a statement implicating the petitioner and his family

members for trying to kill her by pouring kerosene upon her. It is also contended that out of total 27 witnesses, all the material witnesses have been examined and conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer opposes the bail application, however, does not dispute the fact that all the material witnesses have since been examined.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 26.11.2015 and that all the material witnesses have since been examined, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

August 29, 2018

vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No