

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

Crl. Misc. M-44243 of 2018 (O&M)
Date of Decision: October 26, 2018

Amrik Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. B.B.S. Randhawa, 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.68 dated 08.09.2009, under Sections 498-A, 406 of Indian Penal Code, registered at Police Station Ghoman, District Gurdaspur.

Learned counsel for the petitioner herein contends that the petitioner was taken into custody in the aforesaid FIR on 09.06.2018. It is submitted that the petitioner has been falsely implicated in the present case. It is also submitted that the mother of the petitioner (i.e. mother-in-law of the complainant) has already been acquitted in the aforesaid FIR. It is also contended that 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 grant of regular bail to the petitioner. However, does not dispute the fact that the mother of the petitioner already stands acquitted in the FIR.

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 09.06.2018 and that mother of the petitioner already stands acquitted in the FIR, 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.

October 26, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No