

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

Sr. No.203

CRM-M-47110-2017
Date of decision : 20.02.2018

Sohan Singh @ Sohna Sidhu

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Manoj Kumar, Advocate, for the petitioner.

Mr. Amandeep Singh Gill, Sr. DAG, Punjab.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.16 dated 23.01.2017, registered at Police Station City Rajpura, District Patiala, under Sections 302, 323, 324, 452, 148 and 149 IPC.

Learned counsel for the petitioner contends that the petitioner has been in custody for more than ten months and the role attributed to him is of raising a lalkara while armed with a kirpan. However, the injury to the deceased and the injured are attributed to the co-accused. He further submits that the complainant, injured witness, namely, Amrinder Singh and eye-witness namely, Dharminder Singh have not supported the case of the prosecution during the trial.

The factual averments made by the learned counsel for the petitioner are not disputed by the learned State counsel. He further submits that the petitioner was armed with a kirpan and was not empty handed.

Having heard learned counsel for the parties, I am of the view that since the investigation in the case is complete and the complainant and the injured persons, have already been examined, no useful purpose would be served by keeping the petitioner in custody for an indefinite period. Thus, I deem it appropriate to allow this petition. Accordingly, the petition is allowed and the petitioner Sohan Singh @ Sohna Sidhu, is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court, Patiala.

(SUDHIR MITTAL)
JUDGE

20.02.2018

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No