

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

CRM-M-489-2018
Date of decision: 22.01.2018

Kamaldeep Singh Mann

...Petitioner

Versus

U.T., Chandigarh

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Jatinderpal Singh, Advocate,
for the petitioner.

Dr. Sukant Gupta, Addl. P. P., U.T., Chandigarh.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 366 dated 07.12.2017, under Sections 332, 353, 380, 354 and 427 of the IPC, registered at Police Station Sector 31, Chandigarh.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and he is in custody since 07.12.2017. It is also contended that in fact the co-accused has already been granted regular bail by the Court below. It is also submitted that since the trial is likely to take some time, the petitioner should be enlarged on regular bail.

Dr. Sukant Gupta, Addl. P. P., U.T., Chandigarh, has appeared on behalf of respondent-State and contested the bail application. He opposes the grant of regular bail to the petitioner, however, is not in a position to dispute the fact that the co-accused has already been granted regular bail by the Court below.

I have heard learned counsel for the parties.

Since the petitioner is in custody since 07.12.2017 and the trial is likely to take some time, no useful purpose would be served in keeping him in custody furthermore. Hence, the present petition is accepted. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

22.01.2018
Waseem Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No