

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH
204**

DATE OF DECISION: APRIL 17, 2018

1. CRM-M NO.48191 OF 2017

Mahavir Singh

.....Petitioner

VERSUS

State of Punjab

....Respondent

2. CRM-M NO.48237 OF 2017

Balraj Kumar

.....Petitioner

VERSUS

State of Punjab

....Respondent

3. CRM-M NO.629 OF 2018

Bhinder Pal Singh

.....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Gopal Singh Nahel, Advocate,
for the petitioner. (In Crl.Misc. M No.48191 of 2017)

Mr. Ashwani Bhardwaj, Advocate,
for the petitioner. (In Crl.Misc. M No.48237 of 2017)

Mr. Manjit Singh, Advocate for
Ms. Harmanpreet Kaur (Simmi), Advocate,
for the petitioner. (In Crl.Misc. M No.629 of 2018)

Mr. Dhruv Dayal, Sr.DAG, Punjab,
for the State.

AUGUSTINE GEORGE MASI, H. J. (ORAL)

By this order, I propose to dispose of Criminal Misc. M Nos.48191, 48237 of 2017 and 629 of 2018 as the same have arisen out of common FIR No.88, dated 25.08.2017, registered under Sections 436, 427, 109, 120-B IPC and Section 3 of the Prevention of Damage to Public Explosive Act, 1985 and Sections 4 and 5 of Explosive Substances Act, 1908 at Police Station Kot Fatta, District Bathinda.

It is the contention of learned counsel for the petitioners that the complainant and the other two witnesses have not identified the petitioners during their evidence before the trial Court. He states that the star witness of the prosecution having turned hostile and the petitioners having not been identified even by the complainant, their continuation in custody would not serve any purpose. Prayer has, thus, been made for grant of concession of regular bail to the petitioners during the pendency of trial.

Counsel for the State, on instructions from SI Ajaib Singh, Police Station Kot Fatta, District Bathinda, could not dispute the assertions as have been made by counsel for the petitioners.

In view of the above, the present petitions are allowed. Petitioners, Mahavir Singh, Balraj Kumar and Bhinder Pal Singh are hereby granted the concession of regular bail. They shall be released on bail by the trial Court, Bhatinda, during the pendency of the trial to its satisfaction.

April 17, 2018
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(AUGUSTINE GEORGE MASI, H.)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No