

Criminal Misc. No. M- 48308 of 2017 (O&M)

Date of decision : April 16, 2018

Ranjit Singh

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Manoj Kumar, Advocate
for the petitioner.

Ms. Seena Mand, DAG, Punjab.

LISA GILL, J.

The petitioner prays for bail pending trial in FIR No. 131 dated 16.06.2017 under Section 306 IPC registered at Police Station Mandi Gobindgarh, District Fatehgarh Sahib.

Learned counsel for the petitioner submits that no case under Section 306 IPC is made out against the petitioner. Moreover, the complainant (PW1) and his wife (PW2) have not supported the prosecution case while deposing before the learned trial Court on 15.03.2018. Both the said witnesses were declared hostile. It is, thus, prayed that this petition be allowed.

Certified copies of statements of the complainant Baljit Singh PW1 (father of the deceased) and PW2 - Satwinder Kaur (mother of the deceased) furnished in Court today are taken on record subject to just exceptions.

Learned counsel for the State is unable to deny that the complainant and his wife have not supported the prosecution case. Learned counsel for the State, on instructions from ASI Dharam Pal, verifies that the

petitioner is not involved in any other criminal case. Trial in this case is not likely to conclude in the near future.

There are no allegations on behalf of the State that petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

No useful purpose shall be served by keeping the petitioner incarcerated any longer. Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition.

Consequently, the petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned trial Court.

It is reiterated that none of the observations made herein above are a reflection on the merits of the case and shall have no bearing on the trial.

April 16, 2018
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No