

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

CRM-M-49760-2017

Date of decision: January 15, 2018

Nirmal Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. T.S. Sidhu, Advocate for the petitioners.

Mr. C.L. Pawar, Dy. Advocate General, Punjab.

Rajan Gupta, J.(oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail in a case registered against the petitioners under Sections 436, 427, 120-B IPC and Section 3/4/5 of Prevention of Damage to Public Property Act, 1984 and Section 4/5 Explosive Act, 1908, at Police Station Raman, District Bathinda, vide FIR No.198 dated 25.08.2017.

Learned counsel for the petitioners has argued that petitioners are in custody since 25.08.2017. Investigation has been completed and challan presented before the competent court. Thus, no useful purpose will be served by detaining the petitioners in custody any longer.

Learned State counsel has opposed the prayer for bail on the ground that the allegations against the petitioner are serious in nature.

Heard. Keeping in view the nature of allegations, the fact that trial has commenced and petitioners have been incarcerated since 25.08.2017, I am of the considered view that no useful purpose will be

served by detaining the petitioners in custody any longer. The trial may take long time to conclude. Thus, without expressing any opinion on the merits of the case, this petition is allowed and the petitioners are directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Bathinda.

(RAJAN GUPTA)
JUDGE

January 15, 2018
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No