

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

CRM-M-49771 of 2017
Date of Decision: 16.01.2018

MOHIT KUMAR

....Petitioner

Versus

STATE OF PUNJAB

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. B.S. Jatana, Advocate
for the petitioner.

Mr. H.S. Sandhu, AAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

The present 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.105 dated 15.08.2017 registered under Sections 307, 341, 323, 506, 34 of the Indian Penal Code at Police Station Lehra, District Sangrur.

It is contended that the main accused, who was attributed injury on the left side of the chest of the father of the complainant, has already been granted regular bail by this Court vide order dated 08.11.2017 and the petitioner is in custody since 19.08.2017 and nothing is to be recovered from him. The report under Section 173 Cr.P.C. has already been submitted and the charges have been framed. Now, the case is fixed for recording of the statements of the prosecution witnesses on 17.01.2018

Learned State counsel vehemently opposed on the ground that there are two other criminal cases i.e FIR No.48 of 2014 registered under Sections 325, 323, 34 of the Indian Penal Code at Police Station Lehra and FIR No.119 of 2016 registered under Section 325 of the Indian Penal Code at Police Station Lehra and are pending against the petitioner.

I have heard learned counsel for the parties and perused the paper book.

In view of the fact that the charges have already been framed and the main accused has already been granted the concession of regular bail by this Court and in other two cases the petitioner is on bail. Hence no useful purpose would be served by keeping the petitioner behind the bars any more. Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Mohit Kumar be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

January 16, 2018
rashmi

Whether speaking/reasoned	yes/no
Whether reportable?	yes/no