

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

**CRM-M No.8305 of 2018
Date of Decision: 14.03.2018**

Jaswinder Singh @ Jassa

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Arun Takhi, Advocate for the petitioner.

Mr. Harbir Sandhu, Assistant Advocate General, 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.78 dated 28.07.2014 (**P-1**), registered under Sections 323, 324, 326, 34 of the Indian Penal Code, registered at Police Station City Nawanshahr, District Shaheed Bhagat Singh Nagar.

It is contended by learned Counsel for the petitioner that the petitioner is in custody since 30.12.2017 and the co-accused Kulwinder Singh @ Garhus has already been acquitted by learned trial Court, vide judgment dated 08.08.2017 (**P-2**). It is further contended that although the petitioner was declared as proclaimed offender on 19.03.2016 but since he has joined the proceedings.

The above factual position is not disputed by learned State Counsel, on instructions from HC Joginderpal.

In view of the fact that the co-accused, against whom the allegations are the same to the petitioner, has already been acquitted by learned trial Court on 08.08.2017 and the petitioner is in custody since 30.12.2017 and investigation in this case is already completed. No useful purpose would be served by keeping the petitioner behind the bars and thus, it would be just and appropriate if the concession of bail is granted to the petitioner. Therefore, in view of the abovesaid circumstances, this petition is accepted. Petitioner-Jaswinder Singh @ Jassa is ordered to be released on bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial Court.

March 14, 2018

(MAHABIR SINGH SINDHU)
JUDGE

Gagan

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>Yes</i>