

111+219

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

CRM-M-6935 of 2019 (O&M)

Date of decision: July 22, 2019

Satnam Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Rajeev Kawatra, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

MAHABIR SINGH SINDHU, J (Oral)

CRM No.19733 of 2019

Heard.

Application stands disposed off, in view of the fact that main case is already listed for hearing today itself, i.e. on 22.07.2019.

CRM-M-6935 of 2019

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of bail to the petitioner, in FIR No.95 dated 03.11.2017, under Sections 302, 34 of Indian Penal Code, 1860 (for short 'IPC') and Section 25 of Arms Act, 1959, registered at Police Station MDC Panchkula.

As per prosecution case, petitioner along with his co-accused committed the offence.

Contentends that petitioner is a juvenile and lodged in observation home since 14.11.2017 and out of total 16 prosecution witnesses, only 3 have been examined; thus, the trial will take long time to be concluded.

The above factual position is duly acknowledge by learned State counsel, on instructions from Sub Inspector Suraj Mal.

Heard both sides and perused the paper-book.

Concededly, petitioner is a juvenile in conflict with law and lodged in observation home since 14.11.2017. Out of total 16 prosecution witnesses, only 3 have been examined; therefore matter is likely to take sufficient long time for final conclusion; as such, there is no justification in keeping him in observation home anymore. In that view of the matter, this Court deems it appropriate to release the petitioner on bail pending trial.

In view of the above, this petition is allowed. Petitioner is ordered to be released on bail, in this case, on his furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

The above observations may not be construed as an expression of opinion on the merits of the case.

The petitioner shall fully co-operate with learned trial Court without seeking any unnecessary adjournments.

(MAHABIR SINGH SINDHU)
JUDGE

July 22, 2019

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No