

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

Sr. No.217

CRM-M-3524 of 2019

DECIDED ON: March 19, 2019

LADDI AND ANOTHER

..PETITIONERS

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Anmol Partap Singh Mann, Advocate,
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

SUDHIR MITTAL, J. (ORAL)

The petitioners seek grant of regular bail in case FIR No. 115 dated 09.07.2017 registered under Sections 307, 34 IPC (offence under Section 307 subsequently enhanced to Section 302), at Police Station Mukerian, District Hoshiarpur.

Learned counsel for the petitioners submits that petitioner No.1 has been in custody since 09.07.2017 and petitioner No.2 has been in custody since 08.08.2017. Thus, both the petitioners have been in actual custody for more than 01 year and 06 months. Four more prosecution witnesses remain to be examined and thus, the trial is not likely to be concluded at an early date. The private witnesses all stand examined and there is no question of the petitioners interfering with the trial. There is no

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other criminal case pending against the petitioners and thus, they may be released on regular bail.

Learned State counsel opposes the prayer on the ground that deceased Anuradha suffered burn injuries and on the day, she was admitted to hospital, her statement was recorded by a Judicial Magistrate, in which, she has implicated the petitioners as well. However, the fact that the petitioners have been in custody for more than 01 year and 06 months and that there is no other criminal case pending against them is not disputed. It is also not disputed that 04 more PWs remain to be examined and all the private witnesses stand examined.

Thus, keeping in view the facts and circumstances of this case, I deem it appropriate to release the petitioner on regular bail. Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned, at Hoshiarpur.

March 19, 2019

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No