

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No. 6340 of 2019
Date of Decision:.14.02.2019

Sudesh Kumar @ Baba

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. D.S.Gandhi, Advocate for the petitioner.
Mr.C.L.Pawar, Sr.DAG, Punjab.

MAHABIR SINGH SINDHU, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short 'Cr.P.C') for grant of bail pending trial to the petitioner in case FIR No. 141 dated 22.07.2013, under Sections 323,324,326,506,148 and 149 of the Indian Penal Code (for short 'IPC'), registered at Police Station Sadar, District Amritsar.

It is contended by learned Counsel for the petitioner that the present FIR was registered way back on 22.07.2013 and during pendency of the investigation, a compromise had been effected between the parties. Unfortunately at that point of time, the complainant expired and thus, the matter could not be materialized. Also contends that qua one of the co-accused namely, Rajan Kumar, the trial stands concluded and he has been acquitted by learned Additional Chief Judicial Magistrate, Amritsar vide order dated 20.11.2018 (Annexure P-3).

Learned State counsel fairly accepted the above contentions

Keeping in view the fact the petitioner is in custody since 26.12.2018 and investigation qua him is complete. Also taking into consideration the fact that co-accused stands acquitted, this Court deems it appropriate to enlarge the petitioner on bail. Therefore, the present petition is allowed and petitioner Sudesh Kumar @ Baba is ordered to be released on bail during pendency of the trial on his furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Court.

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

14.02.2019

mamta

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>