

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

CRM-M No.7161 of 2019 (O&M)
DATE OF DECISION : 16th NOVEMBER, 2019

Sukhwinder Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Sandeep Siwan, Advocate for
 Mr. Lahvinder Singh Dandiwal, Advocate for the petitioner.
 Mr. Harbir Sandhu, AAG, Punjab.

* * * *

RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.144 dated 21.09.2018 registered under Section 306 IPC at Police Station Boha, District Mansa.

Learned counsel for the petitioner contends that the case against the petitioner is concocted. Otherwise also only eight witnesses have been examined by the prosecution so far, out of the eighteen witnesses. Therefore, the trial cannot be completed in the near future. The petitioner is in custody since 12.11.2018. Still further it is contended that the co-accused were granted anticipatory bail in this case. Hence, the petitioner deserves to be released on bail pending trial.

On the other hand, learned State Counsel, on instructions from the police official, submits that the petitioner is involved in heinous crime. However, it is not disputed that the petitioner is in custody since

12.11.2018 and eight prosecution witnesses have been examined out of eighteen witnesses.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

16TH NOVEMBER, 2019
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

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