

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

212

CRM-M-13738 of 2019

Decided on : 29.04.2019

Abdul Rehman @ Mahni

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM : HON'BLE MR.JUSTICE MANOJ BAJAJ

Present : Mr.Deepak Goyal, Advocate
for the petitioner.
Mr.Harsimar Singh Sitta, AAG, Punjab.

Manoj Bajaj, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.63 dated 05.06.2018 under Sections 452, 341, 323, 506, 34 IPC, later on added Section 306 IPC, registered at Police Station City-02 Malerkotla, District Sangrur.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR. According to him, beatings were given to the deceased by the other co-accused and the petitioner was not involved in the said incident dated 4.6.2018. However, the name of petitioner is inserted on the ground that threat was allegedly extended to victim on 5.6.2018.

Learned counsel further contends that it is seriously debatable as to whether the offence under Section 306 IPC qua the petitioner is made out. It is further pointed out that the co-accused namely, Mohd. Shehbaz who had given beatings to Naved (deceased), has already been released on bail by this Court.

Learned State counsel has opposed the bail application of the petitioner on the ground that a specific allegation has been made against

the petitioner that a threat was extended to the victim.

Considering the fact that the co-accused of the petitioner has already been released on bail by this Court, further detention of the petitioner is not justified, therefore, without meaning any expression of opinion on the merits of the case and considering the custody and status of the trial, the petitioner, namely, *Abdul Rehman @ Mahni* is admitted to regular bail subject to his furnishing the requisite bail bonds and surety bonds to the satisfaction of the trial Court, Sangrur.

The petition is allowed.

[MANOJ BAJAJ]
JUDGE

29.04.2019

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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No