

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

221/2

CRM-M-16135-2019.

Date of Decision: 16.07.2019.

Goldy Masih

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Naveen Sharma, Advocate for the petitioner.

Mr. Pawan Sharda, Sr. Deputy Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioner- Goldy Masih son of Joginder Singh in case F.I.R. No.151 dated 14.07.2018 under Sections 307, 395, 397, 379-B of the Indian Penal Code and Section 25 of the Arms Act, registered at Police Station Sohana, District SAS Nagar.

Learned counsel representing petitioner contended that the petitioner is in custody since 14.07.2018 and has been falsely implicated in this case. There is no injury to the complainant-injured attracting provisions of Section 307 IPC and the trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, so he be released on bail.

Learned State counsel opposed the prayer for bail to the petitioner.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage, but taking the above facts into consideration and the fact the petitioner is in custody since 14.07.2018 and there is no injury to the complainant attracting provisions of Section 307 IPC in this case; the trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, the present petition is allowed. Petitioner—Goldy Masih, is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

16.07.2019

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No