

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

CRM-M No.40005 of 2017

Date of Decision: 14.01.2019

Gurmukh Singh @ Dudhi

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Shivender Pal, Advocate
for Mr. B.S. Bhalla, Advocate
for the petitioner.

Ms. Rashmi Attri, A.A.G., Punjab.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed by petitioner-Gurmukh Singh @ Dudhi under Section 439 Cr.P.C for grant of regular bail to him in case FIR No.28 dated 23.02.2017 registered under Sections 307/341/201/34 IPC at Police Station Nihal Singh Wala, District Moga.

Learned counsel for the petitioner submits that the petitioner is in custody since 23.02.2017 and out of total 22 witnesses, 9 witnesses have been examined and 06 witnesses have been given up. Learned counsel further submits that the injured has also been examined.

Learned State counsel has not disputed the custody period as well as examination of nine witnesses, giving up of six witnesses and also the next date fixed before the trial Court for 28.01.2019. However, she has opposed the bail of the petitioner on the ground of serious allegations levelled against him.

Heard the arguments of learned counsel for the parties and have also perused the contents of the FIR as well as other documents available on the file.

By considering the custody of petitioner since 23.02.2017 and without saying anything on the merits of the case as well as the facts that out of total 22 witnesses, 09 witnesses have been examined; 06 witnesses have been given up and still 07 witnesses remain to be examined and thereafter, statement of the accused under Section 313 Cr.P.C as well as defence witnesses are to be recorded; moreover the injured has been examined and the trial may take some more time to conclude, the present petition is allowed and petitioner, namely, Gurmukh Singh @ Dudhi is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

(DAYA CHAUDHARY)
JUDGE

14.01.2019
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No