

227.

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

CRM-M-27116-2019

Date of decision:11.07.2019.

JAGSIR SINGH @ JAGGU AND ANOTHER

... Petitioners

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Sumeet Puri, Advocate, for the petitioners.

Mr. Harpreet Singh Multani, AAG, Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioners in case FIR No.8 dated 27.01.2019 registered under Sections 365, 376, 34 of IPC and Section 3 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Sadar Budhlada, District Mansa.

Counsel for the petitioners states that petitioner No.1-Jagsir Singh @ Jaggu is in custody since 14.03.2019, whereas petitioner No.2-Jasvir Singh @ Jaggi is in custody since 12.02.2019. The prosecutrix examined in the case have not supported the case of the prosecution. He further states that trial in the case will take sufficient long time as only 4 witnesses have been examined out of total 25 witnesses cited by the prosecution.

Learned State counsel does not dispute the custody and the fact that the prosecutrix have not supported the case of the prosecution and have been declared hostile in the case.

I have heard learned counsel for the parties.

Considering the fact that the petitioner No.1 is in custody since 14.03.2019, whereas petitioner No.2 is in custody since 12.02.2019 and the trial in the case is not going to be concluded in the near future as out of total 25 witnesses, only 4 witnesses have been examined so far, this Court deems it appropriate to admit the petitioners on bail.

Accordingly, the present petition is allowed and the petitioners are admitted on regular bail subject to their furnishing bail bonds/surety bonds to the satisfaction of trial Court.

It is made clear that the petitioners shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

11.07.2019
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Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.