

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28365-2019

Date of Decision: 17.07.2019

Naresh Kumar @ Chan

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Simsi Dhir Malhotra, Advocate for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Naresh Kumar @ Chan has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.92 dated 08.09.2015, registered at Police Station City District Hoshiarpur, under Sections 307 and 34 of the Indian Penal Code.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

It is a case of version and cross version. The present petitioner is named in the cross version. No specific weapon has been mentioned though it is stated that all the persons were armed with sharp edged weapons. No injury has been attributed to him.

Learned State counsel has brought to the notice of this Court that the present petitioner was earlier declared proclaimed offender.

The petitioner has been in custody since 20.12.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; in view of the fact that no injury or any other overt act is attributed to him; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

17.07.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No