

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No.M-28923-2019(O&M)

Date of decision :15.07.2019

Rajinder Kumar @ Harjinder Kumar @ Raja

.....Petitioner

versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Jasraj Singh, Advocate,
for the petitioner.

Ms. Rajni Gupta, DAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

Prayer in the petition is to grant regular bail in FIR No.01, dated 02.01.2016, registered under Sections 302/342/148/149 of the Indian Penal Code, at Police Station Bullowal/Mehtiana, District Hoshiarpur.

Learned counsel for the petitioner contends that with regard to remaining 5 accused, a separate trial took place in which they have been acquitted as the prosecution failed to establish its case beyond reasonable doubt. He further submitted that the petitioner is in custody since 31.03.2018 and in the trial against him all material witnesses have been examined. He further submits that only formal witnesses are required to be examined. He further submits that the petitioner is not involved in any other case.

Learned counsel for the State has submitted that the petitioner is involved in a heinous crime and, therefore, he should not be released on bail.

The co-accused of the petitioner have already been acquitted

vide judgment dated 26.02.2018. All material witnesses in this case have already been examined. He is not involved in any other case. He is in custody since 31.03.2018. Conclusion of the trial is likely to take a long time. Hence, the petitioner is directed to be released on regular bail subject to furnishing of adequate surety to the satisfaction of the trial Court.

Accordingly the petition is allowed with the aforesaid directions.

July 15, 2019
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No