

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

CRM-M-29321 of 2019

Date of Decision: 18.07.2019

Ajay Kumar

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

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

Mr. V.G. Jauhar, Sr. DAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for seeking bail pending trial in case FIR No.19 dated 29.01.2019, under Sections 323, 324, 326, 307, 452, 506, 148 and 149 of the Indian Penal Code,1860 registered at Police Station Division No.6, Jalandhar.

Learned counsel for the petitioner contends that neither petitioner was named in the FIR; nor any recovery has been effected from him during investigation. Further contends that injuries in this case have been attributed to one Sukhwinder @ Sukhi.

Learned State counsel has filed the custody certificate of the petitioner in the Court. The same is taken on record. On instructions from the police official, who is present in the Court, the above factual position is duly acknowledged by learned State counsel.

Heard learned counsel for the parties and perused the paper book.

Admittedly, the petitioner is in custody since 30.01.2019 and there are total 16 prosecution witnesses, but none has been examined till date, thus the trial is likely to take a long time to be concluded. Also to be noted that there is no other criminal case pending against the petitioner. Therefore, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Ajay Kumar be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

The observations made above may not be construed as an expression of opinion on the merits of the case.

[MAHABIR SINGH SINDHU]
JUDGE

July 18, 2019
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no