

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

CRM-M-34190 of 2019
Date of Decision: 29.08.2019

Sahil @ Vishal

....Petitioner

Versus

State of Punjab

...Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. B.B.S. Randhawa, Advocate for the petitioner.

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

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 439 Cr.P.C. seeking bail pending trial in case FIR No. 38 dated 31.05.2019, under Sections 379-B and 511 of the Indian Penal Code registered at Police Station Rangar Nangal, District Batala.

Learned counsel for the petitioner contends that the petitioner is in custody since 04.06.2019 and after investigation in the matter report under Section 173 Cr.P.C. was submitted on 01.08.2019 and charges are yet to be framed in this case. Further contends that neither any incriminating material was collected during investigation; nor there is any other criminal case pending against him, hence, he be

enlarged on bail.

The above factual position is duly acknowledged by learned State counsel on instructions from the police official.

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

Undisputedly, the petitioner is in custody since 04.06.2019 and the report under Section 173 Cr.P.C. has already been submitted on 01.08.2019 and now the case is fixed for consideration of charges on 29.08.2019. Thus, trial is likely to take a long time to be concluded and as such no useful purpose would be served by keeping the petitioner behind the bars any more.

In view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Sahil @ Vishal be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned.

However, it is made clear that above observations may not be construed as an expression of opinion on the merit of the case pending before learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

August 29, 2019
rashmi

Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no