

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

CRM-M-36384 of 2019

Date of Decision: 23.10.2019

Hardeep Singh @ Chuchi

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Gurpreet Singh Sandhu, Advocate
for the petitioner.

Mr. Harpreet Singh Multani, AAG, 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.153 dated 08.10.2018, under Sections 304 & 34 of the Indian Penal Code and Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (Section 201 of IPC was added later on) registered at Police Station Sadar Bathinda, District Bathinda.

Learned counsel for the petitioner contends that the petitioner is in custody since 08.10.2018 and his co-accused, namely Balkar Singh, has already been granted bail by this Court vide order dated 23.05.2019 passed in CRM-M-16123 of 2019. Also contends that there is no other criminal case pending against the petitioner. Further contends that allegations against the petitioner are similar to that of above co-accused and thus, treating the case on similar footing, he be released on bail.

The above factual position is duly acknowledged by

learned State counsel on instructions from ASI Jeet Singh.

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

Concededly, the petitioner is in custody since 08.10.2018 and there are total 22 prosecution witnesses, but only two have been examined till date; and the co-accused namely, Balkar Singh has already been granted the concession of bail pending trial by this Court. 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 allowed. Petitioner-Hardeep Singh @ Chuchi be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

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

October 23, 2019
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no