

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

CRM-M-37341-2019 (O&M)

Date of decision : 29.10.2019

Baljinder Kumar @ Bindri

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. J.S. Thakur, Advocate for the petitioner.

Mr. Surinder Pal Singh Tinna, Additional A.G. Punjab.

ANIL KSHETARPAL, J. (ORAL)

Petitioner prays for grant of regular bail in a criminal case arising out of FIR No.62 dated 16.05.2019 registered under Sections 306, 34 of the Indian Penal Code at Police Station Division No.8, District Jalandhar Commissionerate.

Learned counsel for the petitioner contends that co-accused of the petitioner has been granted the concession of regular bail by this Court after noting following facts:-

“I have perused the suicide note in the police file. As per the suicide note, the accused including the present petitioner caused injuries to deceased Manjit Lal in the month of February and he remained in the Civil hospital for 25 days. Some fractures have also found on his person and his grievance in the suicide note, prima facie is that the

police has not taken any action against the accused and he is suffering injuries pain.

The petitioner has been in custody since 22.05.2019. 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.”

He submits that investigations are complete. Charges have been framed and further incarceration of the petitioner shall not be justified.

On the other hand, learned counsel for the State is unable to point out any difference between the case of the petitioner and co-accused Gurpreet Banga @ Ashok @ Shoka, who has been granted concession of regular bail vide order dated 25.07.2019 passed in CRM-M-30517-2019.

Keeping in view the facts and circumstances of the case and without commenting on the merits of the case, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

29.10.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No