

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

**CRM-M No.44478 of 2019 (O&M)
Date of Decision: 23.10.2019**

Sony Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Amandeep Chhabra, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 439 Cr.P.C. for grant of bail pending trial to the petitioner in case bearing FIR No.185 dated 13.08.2019, under Sections 379-B, 511, 34 of the Indian Penal Code, 1860, registered at Police Station Raman, District Bathinda.

Contentends that allegation against the petitioner is that he tried to make an attempt to commit the offence under Section 379-B, IPC. Also contends that petitioner is in custody since 13.08.2019 and after investigation, challan has already been presented on 23.09.2019 and there is no other criminal case pending against him.

The above factual position is duly acknowledged by learned State Counsel, on instructions from the police official present in the Court, but opposed the bail.

Heard both sides and perused the paper-book.

Since the investigation is already over and trial will take sufficient long time for its conclusion and moreover, there is no other criminal case pending against the petitioner, therefore, further incarceration of the petitioner will not serve any purpose. Consequently, without expressing any opinion on the merits of the case, the present petition is allowed. Petitioner be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

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

It is clarified that in case there is any recurrence on the part of the petitioner, State of Punjab would be at liberty to move an appropriate application for recalling of this order.

October 23, 2019

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No