

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

**CRM-M-48173/2019
DECIDED ON 07.12.2019**

SANJIV KUMAR @ MINTA V/S STATE OF PUNJAB

CORAM : HON'BLE MR JUSTICE RAJBIR SEHRAWAT.

Present : - Mr. Jasraj Singh, Advocate for the petitioner.
Mrs. Amarjit Kaur Khurana, DAG, Punjab.

RAJBIR SEHRAWAT (ORAL)

The present petition has been filed by the petitioner under section 439 crpc for grant of bail pending trial in case DDR No 35 dated 10-09-2015 under section 307,148 and 149 IPC and section 25 of the Arms Act, Which has been registered as the cross case to FIR No 92 dated 8-9-2015 at police station city District Hoshiarpur for the offences punishable under section 307, 326, 324, 323, 506,148, 149 and 379 of the IPC and Section 25 of the Arms Act.

The case against the petitioner is totally concocted. In any case the petitioner is in custody since 31-10-2017. However, only one witness has been examined so far by the prosecution. Still further, it is submitted that there is version and cross-version, in which the main FIR was registered on the complaint of the present petitioner. The petitioner had suffered as many as ten sharp edged weapon injuries, however, in that FIR even the challan has not been filed so far. The SHO concerned is hand in gloves with the other side just to harm the case of the present petitioner.

On the other hand, learned state counsel submits that the petitioner is involved in a heinous crime. However, it is not disputed that the petitioner is in custody since 31-10-2017 and that only one witness has been examined so far .

In view of the above, but without commenting upon the merits

of the case, the present petition is allowed. The petitioner be released on bail on his furnishing bail bonds/sureties to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

(RAJBIR SEHRAWAT)
JUDGE

December 07, 2019

SV

Whether reasoned/speaking ? YES/NO

Whether referred to reporter ? YES/NO