

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

288

CRR-3357-2019 (O&M)

Date of decision : 17.12.2019

Karan @ Kanu

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Jatinder Kumar Kharwal, Advocate for the petitioner.

Mr. K.K. Bheniwala, Addl. A.G., Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner has challenged the order dated 07.03.2019 whereby his application for release on bail has been declined and the order dated 18.11.2019 passed by the Additional Sessions Judge, Jalandhar whereby his appeal was also dismissed.

Learned counsel for the petitioner contends that the petitioner is being tried as a juvenile in FIR No.18 dated 14.02.2019, under Sections 307, 323, 324, 341, 148, 149 IPC (Section 201 IPC added later on), registered at Police Station Shahkot, District Jalandhar Rural. He further contends that no overt act has been attributed to the petitioner and the injury for which offence under Section 307 IPC has been invoked is attributed to co-accused, namely, Shiva, who has been granted regular bail by this Court in CRM-M-31128 of 2019, on 23.10.2019 after he was in custody for over eight months. He also contends that the injured has fully recovered from the injury. The petitioner is in custody for over ten months.

Learned State counsel contends that although charges have been framed, but none of prosecution witnesses has been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner being in custody for over eight months; co-accused has been granted regular bail and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed and the impugned orders dated 07.03.2019 and 18.11.2019 are hereby set aside. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

December 17, 2019
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Whether speaking/reasoned	:	Yes
Whether Reportable	:	Yes/No