

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

**Criminal Misc. No. M-31614 of 2018
Date of decision: 18.01.2019**

Maddi

..Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. S.K. Choudhary, Advocate,
for the petitioner.

Ms. Samina Dhir, DAG, Punjab
for the respondent-State.

Daya Chaudhary, J. (Oral)

The present petition has been filed by petitioner-Maddi under Section 439 Cr.P.C. for grant of regular bail to him in case FIR No.140 dated 18.07.2017 registered under Sections 307 read with Section 34 IPC at Police Station City Moga, District Moga during pendency of trial.

Learned counsel for the petitioner submits that the petitioner is in custody since 05.09.2017. Out of total 17 prosecution witnesses, four witnesses including the complainant have been examined. Co-accused of the petitioner, Jagdeep Singh, has already been released on regular bail by this Court vide order dated 06.12.2017 passed in Criminal Misc. No. M-45590 of 2017. No other case is pending against the petitioner.

Learned State counsel has not disputed the custody period and release of co-accused on regular bail by this Court but has opposed grant of regular bail to the petitioner on the ground of seriousness of offence.

Heard arguments of learned counsel for the petitioner as well as

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learned State counsel and have also perused the contents of the FIR and other documents available on the file.

By considering the custody of the petitioner i.e. since 05.09.2017; stage of trial as all the material witnesses including the complainant have been examined; co-accused of the petitioner, namely, Jagdeep Singh has been released on regular bail by this Court; trial may take long time to conclude and no purpose would be served by keeping the petitioner in custody, the present petition is allowed and the petitioner (Maddi) is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

18.01.2019	(DAYA CHAUDHARY)
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Whether speaking/reasoned	Yes
Whether Reportable	No