

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-55639-2018 (O&M)
Date of decision:20.03.2019

Sukhchain Singh @ Kala

....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Harinder Singh Sidhu

Present: Mr. P.S. Sekhon, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

Harinder Singh Sidhu, J. (Oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail in case FIR No.54 dated 20.04.2018 (Annexure P-1) under Section 392 of Indian Penal Code and Section 25 of the Arms Act, 1959 (Sections 399, 395 IPC added later on), registered at Police Station Bhikhi, District Mansa.

Status report by way of affidavit of Baljinder Singh Pannu, PPS, Deputy Superintendent of Police, Sub-Division Mansa, District Mansa on behalf of the State has been filed in the Court and the same is taken on record.

Learned counsel for the petitioner states that earlier the petitioner and his co-accused were released on regular bail by the Illaqa Magistrate, however, after framing of charges under Sections 395 & 399 IPC on 12.07.2018, the petitioner and his co-accused were taken into custody on the

same date.

As per status report filed by learned State counsel, out of the total seven FIRs registered against the petitioner, he has been acquitted in six FIRs. Present one is 7th FIR. The co-accused of the petitioner namely Sukhdeep Singh @ Vicky, Gursewak Singh @ Sewak and Harpreet Singh alias Negi have already been granted bail by this Court vide different orders.

Learned counsel for the State, on instructions from ASI Sukhmander Singh, states that after completion of investigation, challan has been filed, charges have been framed and the trial has commenced. Two prosecution witnesses namely Darshan Kumar and Jagsir Singh have already been examined, but they have not supported the prosecution case.

The trial of the case may take long time. No useful purpose will be served by keeping the petitioner in custody.

Keeping in view the above and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(HARINDER SINGH SIDHU)
JUDGE

20.03.2019
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Whether speaking/ reasoned:	Yes
Whether Reportable:	Yes/No