

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

216

CRM-M-144 of 2020

Date of decision: 06.03.2020

Sudesh Kumar

..Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Vishwajit Bedi, Advocate
for the petitioner.

Mr. Davinder Bir Singh, DAG, Punjab.

JAISHREE THAKUR, J.(ORAL)

This instant petition has been filed under Section 439 Cr.P.C., for grant of regular bail to the petitioner in case FIR No.274 dated 22.08.2019 under Sections 363 and 366-A of Indian Penal Code, registered at Police Station Sohana, District S.A.S. Nagar, Mohali.

Learned counsel for the petitioner would contend that the petitioner herein was taken into custody in the aforesaid FIR on 16.09.2019. It is submitted that the petitioner has been falsely implicated in the present case.

Learned counsel for the petitioner herein would contend that the complainant namely Ganga wife of late Sh. Ganpat Ram has furnished an affidavit that she would have no object in case FIR against the petitioner is cancelled. Smt. Ganga, the complainant, present in Court, has been identified by Head Constable Satinder

Singh.

I have heard learned counsel for the parties.

Per contra, learned counsel appearing on behalf of respondent-State, opposes the grant of regular bail to the petitioner.

I have heard learned counsel for the parties.

The trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 16.09.2019 and the challan has already been presented, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed or said by this Court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no effect on the merits of the case.

March 06, 2020
Poonam Sharma

(JAISHREE THAKUR)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether Reportable

Yes/No