

S.No.201

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

CRM-M-12884 of 2020 (O&M)

Date of Decision:04.06.2020

NadeemPetitioner

Vs.

State of PunjabRespondent

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IN VIRTUAL COURT
=====

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Vishavdeep Singh Rana, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

CRM No.11150 of 2020

Application is allowed as prayed for.

CRM-M-12884 of 2020

The present petition has been filed by the petitioner under Section 439 of Cr.P.C for grant of bail pending trial in case FIR No.17 dated 01.03.2019 registered under Sections 364, 364-A, 120-B, 201 IPC at Police Station Shambhu, District Patiala, Punjab.

It is contended by counsel for the petitioner that the case against the petitioner is totally false. The prosecution has not been able to collect any substantive evidence against the petitioner. Otherwise also, admittedly, the petitioner was a juvenile on the date of occurrence. The maximum punishment which can be imposed upon the petitioner is three years imprisonment, as per the Juvenile Justice (Care and Protection of Children) Act, 2015, whereas; the petitioner has already undergone about one year and three months of imprisonment. Challan has already been

presented. The petitioner is not required for any investigation purpose.

Hence, the petitioner deserves to be released on bail.

Notice of motion.

Mr. Ramdeep Partap Singh, DAG, Punjab, accepts notice on behalf of the State.

Learned State Counsel, on telephonic instructions from ASI Ajay Kumar, submits that the name of the petitioner has specifically surfaced in the case. However, it is not disputed that the petitioner is a juvenile and he has undergone about one year and three months of imprisonment by now. It is also not disputed that the investigation of the case is already complete.

In view of the above, but without commenting any further on 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 trial Court/ Duty Magistrate.

June 04, 2020

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(RAJBIR SEHRAWAT)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No