

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

CRM-M-14263-2020 (O&M)

Date of decision: 23.06.2020

Charat Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Gurpreet Singh Sandhu, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 40 dated 07.07.2019 registered under Sections 452, 458, 308, 365, 342, 323, 148 and 149 IPC at Police Station Nandgarh, District Bathinda and Section 325 added later on vide DDR No. 18 dated 12.09.2019.

Learned counsel for the petitioner states that Section 325 IPC has been added later on and PW 4 Kulwant Singh(complainant-injured), PW 5 Gurbhej(injured), who is stated to have been abducted, and PW 2 Mohinder Singh, father of complainant, have not supported the prosecution version and resiled from their earlier statements. The petitioner has been in custody since 14.07.2019. Charges have already been framed.

Notice of motion.

On the asking of this Court, Mr. Luvinder Sofat, AAG Punjab

accepts notice on behalf of the respondent-State. However, he does not dispute the aforesaid factual position as stated by the learned counsel for the petitioner.

I have heard the learned counsel for the parties and have gone through the record.

The petitioner has been in custody since 14.07.2019, charges have been framed, the trial will take time to conclude and no useful purpose would be served by detaining the petitioner behind the bars.

There is an application under Section 482 Cr.P.C. for exemption from filing the original Vakalatnama.

Learned counsel for the petitioner undertakes that the original Vakalatnama would be filed within one month from today.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

23.06.2020

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No