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

**CRM No.494 of 2020 in/and
CRM-M No.55541 of 2019
Date of Decision: 10.01.2020**

RUPINDER SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Baljinder Singh, Advocate with
Mr. Bikramjit Aroura, Advocate
for the applicant-petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

CRM No.494 of 2020

For the reasons mentioned in the application, the same is allowed. Offence under Section 325 IPC is ordered to be incorporated in the heading and prayer clause of the petition.

CRM-M No.55541 of 2019

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.141 dated 19.10.2014, registered under Sections 323/324/506/148/149 IPC at Police Station Bassi Pathana, District Fatehgarh Sahib. Offence under Section 325/326 IPC added later on.

It is not in dispute that after registration of the FIR on 19.10.2014, the case was investigated by the police for the offences under Sections 323, 324, 506, 148, 149 IPC and the petitioner was released on bail. Subsequently, offences under Sections 325 and 326 were added and thereafter the petitioner was found to be innocent and cancellation report was prepared and the same was submitted before the Illaqa Magistrate.

On account of filing protest petition filed by the complainant, the cancellation report was not accepted and further investigation was ordered by the Illaqa Magistrate vide order dated 14.09.2019. Now in the process of further investigation, the petitioner has been arrested and he is in custody since 01.12.2019.

Learned State counsel on instructions from the ASI Baljinder Singh submitted that the case is still under investigation. The challan has been presented and offence is triable by the Magistrate.

At this stage, without adverting to the merits of the case, I am of the view that petitioner, who is in custody since 01.12.2019 can be enlarged on bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing

adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

January 10, 2020	(RAJ MOHAN SINGH)
Atik	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No