

211.

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

CRM-M-48514-2021

Date of Decision: 24.11.2021

MANI

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Avtar Singh Bhatti, Advocate,
for the petitioner.

Mr. Arun Kaundal, DAG, Punjab.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner, pending trial, in case FIR No.0181, dated 13.09.2021 registered under Sections 379-B(2), 34 of IPC at Police Station Dasuya, District Hoshiarpur.

Learned counsel for the petitioner, while praying for grant of regular bail, would contend that the matter stands investigated and the challan presented. The petitioner is in custody since 13.09.2021. It is submitted that in fact the matter stands settled as per affidavit (Annexure P-2) by which the complainant has submitted that this is a case of wrong identification and that she would have no objection in case the petitioner herein is released on regular bail or acquitted.

However, learned State counsel, on instructions from HC Baljit Singh, would submit that there is no such affidavit available with them to verify the same.

I have heard learned counsel for the parties and keeping in view the fact that the matter stands investigated and challan presented, further custody of the petitioner herein would no longer be required.

Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of personal bond in the sum of Rs.30,000/- with one surety of the like amount to the satisfaction of concerned trial Court/Duty Magistrate.

However, any observation made herein shall not be construed to be an expression of opinion on merits of the case.

(JAISHREE THAKUR)
JUDGE

24.11.2021
sanjeev

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