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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7516-2022
Date of decision: 09.11.2022

SUKHJINDER SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. R. S. Sekhon, Advocate
for the petitioner.

Mr. Mohit Kapoor, Addl. A. G., Punjab.

JAISHREE THAKUR, J. (Oral)

This is the second petition filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No.0005 dated 16.01.2021, under Sections 307, 506, 148, 149 of the IPC and Section 25 of the Arms Act, 1959, registered at Police Station Kulgari, District Ferozepur, Punjab.

Learned counsel for the petitioner herein would contend that the petitioner herein has been falsely implicated in the present case and he is in custody for about one year and nine months. He submits that the investigation is already complete and the trial is not progressing. In fact, the challan was presented on 11.05.2021 and as on date, the charges are yet to be framed. The trial is likely to take a long time to conclude.

Per contra, learned State counsel would oppose grant of bail to the petitioner by contending that the allegations against the petitioner are serious in

nature. He would file custody certificate of the petitioner in Court today and does not dispute the factual position.

I have heard learned counsel for the parties and have also perused case file.

Without commenting on the merits of the case and keeping in view of the fact that the petitioner is in custody for a pretty considerable period and charges are yet to be framed, no useful purpose would be served in keeping the petitioner behind bars any longer, the instant petition is allowed. The petitioner is directed to be released on regular bail in this case subject to his furnishing the personal as well as surety bonds in the sum of Rs.2,00,000/- each 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 and the same shall have no effect on the merits of the case.

09.11.2022
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable : Yes No