

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

**CRR-1101-2022 (O&M)
Date of decision: 24.05.2022**

Yadwinder Singh @ Sonu

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Buta Singh Bairagi, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for setting aside the order dated 11.02.2021, vide which the petitioner has been summoned as additional accused by the trial Court, while allowing an application filed by the prosecution under Section 319 Cr.P.C. in case FIR No. 04 dated 19.03.2016, registered under Sections 304, 201, 34 of the IPC at Police Station Fatehgarh Panjtoor, District Moga.

Learned counsel for the petitioner submits that during the course of investigation, the petitioner was declared innocent, however, now he has been summoned by the trial Court, after recording the statement of PW-4 Jaspal Singh.

Learned counsel further submits that he has instructions to say that the petitioner is ready to face the trial and will not pursue the present petition and it is further submitted that the petitioner may be granted the concession of bail, so as to enable him to appear before the trial Court and face the trial.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and does not dispute the factual position, however, opposes the prayer of the petitioner.

After hearing learned counsel for the parties, considering the fact that the petitioner has volunteered to appear before the trial Court and face the trial, in order to avoid any delay in disposal of the trial as the petitioner has submitted that he does not want to pursue the present petition on merits, the present petition is disposed of with a direction to the petitioner to appear before the trial Court within a period of 15 days from today. In that eventuality, the trial Court shall release the petitioner on bail, subject to his furnishing bail/surety bonds to its satisfaction.

Till the time the petitioner appears before the trial Court, his arrest shall remain stayed.

24.05.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No