

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

CRM-M-32680-2021

Date of decision: 06.07.2022

Sukhraj Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. L.M.Gulati, Advocate,
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through this third petition, the petitioner seeks regular bail in case FIR No.103 dated 03.04.2020, registered at Police Station Sadar Tarn Taran, District Tarn Taran, under Sections 302, 148, 149, 188 and 269 IPC and Sections 51 and 52 of the Disaster Management Act, 2005.

Learned counsel for the petitioner submits that only *lalkara* has been attributed to the petitioner; that no injury on the person of deceased-Tajinder Singh, has been attributed to the petitioner; that the petitioner has been in custody since 02.07.2020 and that there is no other case registered or pending against him. On this premise, learned counsel prays that the petitioner be released on bail.

On the other hand, learned State counsel, while opposing the grant of bail to the petitioner, submits that the petitioner has specifically been named in the FIR, and that the petitioner raised a *lalkara*, pursuant to which the co-accused had committed the murder of Tajinder Singh. It is also stated that out of 40 prosecution witnesses, 37 witnesses are yet to be examined.

I have heard the learned counsel for the parties.

As per the prosecution version, only *lalkara* has been attributed to the petitioner. No injury on the person of the deceased, has been attributed to the petitioner. The petitioner has been in custody since 02.07.2020. There is no other case registered or pending against the petitioner. The prosecution witnesses are yet to be examined. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

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

06.07.2022

parveen kumar

**(HARNARESH SINGH GILL)
JUDGE**

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No