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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-19206-2024****Date of Decision: 26.04.2024**

Hamir Singh alias Hameer Singh

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Munish Garg, Advocate, for the petitioner.
Mr. Ravinder Singh, AAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail in case FIR No.124 dated 28.05.2023 registered under Sections 307 and 379 read with Section 34 of IPC, at Police Station Sadar Mansa.

2. Learned counsel for the petitioner contends that the petitioner is the real grandfather of the complainant, who was residing in live-in-relationship with a boy of their village. The family of the petitioner has opposed their relationship and insisted that the complainant should get married and not to continue in a live-in-relationship with the boy of the same village. He further contends that on 27.05.2023, the complainant went to the house of Surinder, without informing the family and by taking gold, silver and cash from the house of the petitioner. The members of the Panchayat had also followed the complainant to the house of Surinder and caught them together and the members of Panchayat and other villagers had gathered at the spot. He further contends that some of the villagers had caused injuries to the complainant and the petitioner and his other family members have been falsely involved in the present case as they were opposing the live-in-relationship of the complainant with

Surinder. Learned counsel for the petitioner further contends that the petitioner is aged about 68 years and is suffering from various old age related diseases. The challan in the present case has already been presented and the injured has already been discharged long ago. Apart from that, Jasvir Singh, co-accused of the petitioner has already been granted the concession of bail by this Court vide order dated 13.02.2024 passed in CRM-M-46314-2024 (Annexure P-2). The petitioner is in custody for the last about more than 10 months and his further custody will not serve any meaningful purpose.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that two more cases have been registered against the present petitioner. However, he admits that the petitioner is on bail in the said cases.

4. I have heard the learned counsel for the parties and perused the record.

5. The petitioner was arrested in the present case on 05.06.2023 and is in custody for the last about more than 10 months. The final report has already been presented before the competent Court and the trial will not conclude in the near future.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

26.04.2024.
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(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No