

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.222

CRM-M-6550-2019 (O&M)

Date of decision : 27.2.2019

Gurjinder Pal Singh @ Kaka

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. VK Thakur, Advocate, for the petitioner.

Mr. K.S. Sidhu, DAG, Punjab

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.41 dated 13.4.2018, registered at Police Station Sadar, District Kapurthala, under Sections 304, 201, 34 IPC.

Learned counsel for the petitioner submits that the petitioner has been in custody for almost 10 months. The trial is not likely to be concluded at an early date as only 03 PWs have been examined out of total of 18 PWs. The petitioner does not have any criminal antecedents and co-accused similarly situated as the petitioner has already been granted regular bail. Thus, he may be released on regular bail.

Custody certificate dated 26.2.2019, by way of affidavit of Sh. Kulwant Singh Sidhu, PPS, Deputy Superintendent, Central Jail, Kapurthala, has been filed by the learned State counsel in Court and the same is taken on record. According to this certificate, the petitioner has undergone actual custody of 10 months and there is no other criminal case pending or decided against him.

The factual submissions made by counsel for the petitioner have not been controverted by learned State counsel.

Keeping in view the facts and circumstances of this case, I deem it appropriate to allow this petition. Accordingly, the petition is allowed and petitioner-Gurjinder Pal Singh, is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

(SUDHIR MITTAL)
JUDGE

27.2.2019
Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No