

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

CRM-M-33002-2018 (O&M)

Date of Decision: 10.04.2019

Swarnjit Singh @ Sony

...Petitioner

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. H.S.Oberoi, Advocate for the petitioner.
Mr. Bhupinder Beniwal, AAG, Punjab.

ANIL KSHETARPAL, J.

Petitioner-Swaranjit Singh has prayed for grant of regular bail in FIR No.92 dated 26.07.2016 registered under Sections 302, 34 and 120-B of the Indian Penal Code, Section 25 of the Arms Act, 1959 and Sections 10, 11, 13, 17 and 20 of the Unlawful Activities (Prevention) Act, 1967.

Learned counsel for the petitioner has contended that admittedly the petitioner was not present at the time when occurrence took place. He has further contended that the petitioner has been named by the various co-accused namely Gurvinder Singh, Jagjit Singh and Harbans Singh. He has further submitted that the only role attributed to the petitioner is to the effect that the petitioner accompanied Jaspreet Singh to Uttar Pradesh for purchasing the weapon. He has brought to the notice of the Court that the investigation is complete and trial of the case is proceeding at snail's pace. The petitioner is in custody for more than one year i.e. 20.02.2018. He has also relied upon the orders passed by the trial court, granting bail to the various co-accused namely Jagjit Singh, Darshan Singh and Amritpal Singh and Bhupinder Singh @ Fauja Singh.

On the other hand, counsel appearing for the State has submitted that the petitioner is the main accused because had he not accompanied Jaspreet Singh to purchase the weapon, the murder would not have taken place.

This Court has considered the submissions of learned counsel for the parties and with their able assistance gone through the First Information Report and various orders passed by the learned trial court, while granting bail to various accused.

Considering the above-said facts, it is apparent that the investigation is complete and the trial of the case is likely to take long time. Out of 23 witnesses, only three witnesses have been examined. Further, the role attributed to the petitioner is still to be established.

Without commenting upon the merits of the case and keeping in view the facts noticed above, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Ludhiana.

Petition stands disposed of.

10.04.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No