

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-53716-2018 (O & M)

Date of Decision: December 12, 2019

**DAVINDER SINGH ALIAS
SAJAN KALYAN ALIAS LADDI**

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. J. S. Thakur, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 115, dated 19.08.2015, under Sections 307, 472 and 34 of the Indian Penal Code ('IPC' - for short); Sections 25/54/59 of the Arms Act and Sections 21 and 22/61/85 of the NDPS Act, registered at Police Station Gate Hakiman, District Amritsar.

Learned counsel for the petitioner contends that it is alleged in the FIR which has been registered on the basis of secret information that one co-accused Prahlad Kumar alias Manja was indulging in selling narcotic substance. He was coming in a car along with other accused including the petitioner. It is also stated that when the car was signalled to stop, the accused had run away after abandoning the car and firing shots at the police party. Recovery of 450 grams of Diphenoxylate hydrochloride a pistol and bullets had allegedly been effected from the spot. The petitioner is in custody for over 3 ½ years. He also contends that similarly situated co-accused namely Vikram

Kumar alias Bunty has been granted regular bail by the coordinate Bench of this Court in CRM-M-42981-2017 on 19.02.2018. He also contends that the petitioner is involved in other cases and co-accused Vikram Kumar alias Bunty was also involved in several other cases.

Learned State counsel upon instructions from ASI Sahib Singh states that 04 out of 34 prosecution witnesses have been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is in custody for over 3 ½ years, co-accused has already been granted regular bail and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

December 12, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No