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CRM-M-31312-2019.

Date of Decision: 04.09.2019.

Head Constable Pargat Singh and another

....Petitioners.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHAR DHAWAN

Present: Mr. Deepinder Brar, Advocate for the petitioners.

Ms. Monika Jalota, Deputy Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioners—Head Constable Pargat Singh and Ct. Kanwar Pal Singh in case F.I.R. No.74 dated 06.06.2019 under Sections 341, 365, 384, 34 of the Indian Penal Code and Section 7 of the Prevention of Corruption Act, 1988, registered at Police Station Kathunangal, District Amritsar Rural.

Learned counsel representing petitioners contended that the petitioners are in custody since 06.06.2019 and co-accused Narinderpal Singh ASI has already been released on bail as per order dated 26.08.2019 passed by this Court in CRM-M-33512-2019. Trial of the case still to take some more time and no useful purpose would be served by detaining the petitioners behind the bars, so they be released on bail.

Learned State counsel has not disputed the above fact and the period of custody of the petitioner and contended that the petitioners have already joined the investigation and challan has already been presented against the present petitioners.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage, but taking the above facts into consideration and the fact the petitioners are in custody since 06.06.2019, co-accused Narinderpal Singh ASI has already been released on bail as per order dated 26.08.2019 passed by this Court in CRM-M-33512-2019; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioners behind the bars, the present petition is allowed. Petitioners— Head Constable Pargat Singh and Ct. Kanwar Pal Singh, are ordered to be admitted to regular bail on their furnishing adequate bail bonds and surety bonds to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

04.09.2019

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No