

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

208

**CRM-M-32377-2019
Date of decision: 05.12.2019**

Amrit Pal Singh @ Goldi

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Kushaldeep Singh Sandhu, Advocate for the petitioner.

Mr. Sandeep Singh Deol, D.A.G. Punjab.

ARUN KUMAR TYAGI, J (ORAL)

The petitioner has filed the present first petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.105 dated 14.07.2010 under Sections 307, 148 and 149 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959 registered at Police Station Model Town, District Hoshiarpur.

Learned State counsel has appeared and opposed the bail application.

I have heard learned counsel for the petitioner and learned State counsel and gone through the record.

Learned counsel for the petitioner has submitted that the petitioner noted down wrong date of hearing as 28.01.2019 instead of 24.01.2019 and absence of the petitioner on 24.01.2019 was not intentional/wilful. The petitioner may be granted regular bail. The petitioner is ready to abide by all terms and conditions to be imposed by the Court and will not misuse the concession of regular bail in any manner.

On the other hand, learned State counsel has opposed the bail petition and submitted that the petitioner misused the concession of bail. Therefore, the petition may be dismissed.

Keeping in view the facts and circumstances of the case, particularly the fact that the absence of the petitioner was due to noting down of wrong date of hearing as 28.01.2019 which was also the date of hearing in another case against him and the fact that the trial is likely to take long time, but without commenting on merits of the case, I am of the considered view that the petitioner deserves the concession of regular bail.

Therefore, the petition is allowed and the petitioner is ordered to be released on regular bail on furnishing of personal bond and surety bond to the satisfaction of the Trial Court/Chief Judicial Magistrate, Hoshiarpur.

05.12.2019

Vinay

(ARUN KUMAR TYAGI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No