

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

(Heard through VC)

CRM No.13477 of 2020 in/and
CRM-M-945 of 2020 (O&M)
Date of Decision: June 17, 2020

Kuldeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Chandan Singh Rana, Advocate
for the petitioner.

Mr. Gaurav Dhuriwala, Sr.DAG Punjab.

Mr. Akshay Rana, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

CRM-13477-2020

For the reasons mentioned in the application, the same is
allowed. Hearing in the bail petition is preponed and taken up today.

CRM-M-945-2020

The instant petition has been filed under Section 439 Cr.P.C.
for grant of regular bail to the petitioner in case FIR No.79 dated
24.08.2019, under Sections 379-B of Indian Penal Code (Sections 482, 34,

411 of Indian Penal Code added later on), registered at Police Station City Nakodar, District Jalandhar.

Learned counsel for the petitioner contends that the petitioner was taken into custody in the present case on 24.08.2019. It is argued that the petitioner has been falsely implicated in the present case. It is also submitted that the matter stands compromised between the parties and in this regard, learned counsel for the petitioner relies upon affidavit of the complainant dated 13.03.2020 (Annexure P-2). It is also contended that charges have been framed in the matter and conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioners, however, does not dispute the fact that charges have been framed in the matter.

I have heard learned counsel for the parties.

Since, the trial is likely to take sufficient time and in view of the facts that the petitioner has been in custody since 24.08.2019, that charges have been framed in the matter and that given the Covid-19 pandemic situation, the courts are not functioning at full strength, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate. It is made clear that the validity of the said compromise is subject to final determination.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

June 17, 2020
vijay saini

(JAISHREE THAKUR)
JUDGE

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