

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

(Heard through VC)

CRM Nos.21698 and 21702 of 2020 in/and
CRM-M-2040 of 2020 (O&M)
Date of Decision: September 08, 2020

Navpreet Singh

...Petitioner

Versus

U.T., Chandigarh

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ashish Pal Kaushal, Advocate
for the petitioner.

Mr. Manish Jain, APP, U.T., Chandigarh.

JAISHREE THAKUR, J. (Oral)

CRM-21698-2020

Allowed as prayed for.

CRM-21702-2020

This is an application that has been filed to prepone the hearing
in the petition for grant of regular bail, which is listed for 23.11.2020.

For the reasons mentioned in the application, the same is
allowed. Petition for grant of regular is taken up for hearing today.

CRM-M-2040-2020

The instant petition has been filed under Section 439 Cr.P.C.
for grant of regular bail to the petitioner in case FIR No.354 dated

15.11.2018, under Section 336 of Indian Penal Code (Sections 307, 34 of IPC added later on) and Sections 25, 27, 57 of Arms Act, registered at Police Station Sector 17, Chandigarh.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 13.06.2019. It is submitted that the petitioner has been falsely implicated in the present case. It is argued that the petitioner was not named in the FIR and only nominated on the basis of statement of co-accused Kulbir Singh, who has since been acquitted. It is also contended that challan has already been presented in the matter and due to Covid-19 pandemic, the courts are not working at their full strength, as such, 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 petitioner by contending that there are several cases pending against the petitioner herein, as would be evident from the custody certificate filed.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time to conclude and in view of the facts that the petitioner herein has been in custody since 13.06.2019, that co-accused has already been acquitted and that due to Covid-19 pandemic, the courts are not working at their 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.

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.

September 08, 2020
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No