

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

**CRM-M No.7362 of 2020
Date of decision:08.06.2020**

Harwinder Singh @ Chottu

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Prashant Bansal, Advocate for the petitioner.

Ms.Bhawna Gupta, DAG, Punjab.

SUVIR SEHGAL J. (ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

CRM-12558-2020

Prayer in the application is for preponing.

Main case is fixed for 02.07.2020.

Notice of the application.

On the asking of the Court, Ms. Bhawna Gupta, DAG, Punjab accepts notice on behalf of the State of Punjab and has no objection in preponing the matter to today.

Application is allowed.

Main case is taken on board today itself.

CRM-12559-2020

Counsel for the petitioner prays for withdrawal of the application. Permitted to do so.

Dismissed as withdrawn.

Main case

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.108, dated 22.10.2018 registered under Sections 379-B, 323, 34 of IPC and Section 382 of IPC, added later on, at Police Station Kotwali, Nabha, District Patiala, Punjab.

Counsel for the petitioner has placed reliance upon the order dated 05.02.2020, passed by this court in CRM-M-24914 of 2019, ***Harpreet Singh vs. State of Punjab*** (Annexure P-4). He further submits that no doubt the petitioner was involved in another FIR, however, he stands acquitted in the same. He submits that the petitioner is behind bars since 26.10.2018.

Learned State counsel, on instructions of H.C. Harjinder Singh has submitted that the challan was presented on 24.12.2018, charges were framed on 14.02.2019 and out of 14 prosecution witnesses, 4 witnesses have been examined.

Heard.

Considering the fact that the accused is in custody for the last one year and 7 months and the trial is likely to take sometime to conclude. No useful purpose will be served by keeping the petitioner behind bars any further. Without commenting anything on the merits of the case, the petition is allowed and the petitioner is ordered to be

released on regular bail on his furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate.

08.06.2020
pooja saini

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No