

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

**CRM-M-7626 of 2020 (O&M)
Date of Decision: 24.06.2020**

Sunil Singh @ Roki

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Ms. Riffi Bala, Advocate for the applicant/petitioner.
Mr. S.P.S. Tinna, Additional Advocate General, Punjab..

TEJINDER SINGH DHINDSA J.(Oral)

CRM-13708-2020

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

In view of the averments made in the application and by recording a no objection from learned State counsel Mr. SPS Tinna, Additional Advocate General, Punjab, the date in the main petition is preponed from 13.07.2020 and the same is taken up for hearing today itself.

Application disposed of.

CRM-13820 of 2020

Application disposed of as infructuous.

Main case

Petitioner seeks regular bail pending trial in case FIR No.196 dated 08.08.2019 under Sections 308, 341, 323, 506, 148 and 149 IPC registered at Police Station Sadar Fazilka, District Fazilka.

Counsel for the parties have been heard.

Learned State counsel has submitted that even though date in the main case has been preponed, his instructions are complete and he even has the custody certificate.

Petitioner in the present case was arrested on 02.11.2019. FIR has been registered on the complaint of Joginder Singh who is an employee under the Punjab Home Guard. As per prosecution version the complainant was allaulted on 31.07.2019 by a group of assailants including the present petitioner.

It is gone uncontroverted that even though the allegations are that the petitioner was a member of the unlawful assembly and was armed with a Sota but no overt act/specific injury has been attributed to him.

State counsel has informed the Court that investigation is complete and the challan already stands presented.

Charges are yet to be framed. The trial as such would take time to complete.

Petitioner has already suffered incarceration of almost 7 months.

It is not the case made out on behalf of the State that the benefit of bail if granted to the petitioner, he would be in a position to hamper the course of a free and fair trial.

In view of the above and without making any observations on merits, prayer is allowed.

Petitioner namely Sunil Singh @ Roki be enlarged on bail subject to his furnishing bail/surety bonds to the satisfaction of Trial Court/Duty Magistrate, Fazilka.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

June 24, 2020

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No