

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

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**CRM-M-7983-2020
Date of decision: 03.03.2020**

Karamjit Singh @ Joga

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. J.S. Jaidka, Advocate
for the petitioner.

Mr. Sandeep Singh Deol, D.A.G., Punjab
for the respondent.

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.127 dated 27.06.2019 under Sections 307, 353, 332, 186, 224, 436, 427, 148, 149 and 120-B of the Indian Penal Code, 1860 and Section 52A of the Prison Act, 1894 registered at Police Station Division No.7, Ludhiana.

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 allegations made against the petitioner are general and vague. The petitioner has been falsely implicated in the case on the basis of concocted false story of attempt to escape from jail. The petitioner is alleged to have escaped by crossing the wall but was allegedly caught

by the police present outside the jail. No allegations of instigating or man-handling are made against the petitioner. The petitioner is in custody since 27.06.2019. No useful purpose will be served by his further detention in custody. Similarly situated co-accused Karamjit Singh @ Kalu has already been granted regular bail by this Court on 08.01.2020. The petitioner will abide by the terms and conditions regarding his appearance before the Court. Therefore, he may be granted regular bail.

On the other hand, learned State counsel has submitted that there are serious allegations against the petitioner and he does not deserve grant of regular bail. Therefore, the petition may be dismissed.

Keeping in view the facts and circumstances of the case, nature of accusation against the petitioner, general and vague allegations made regarding role attributed to him, the fact that similarly situated co-accused Karamjit Singh @ Kalu has already been granted regular bail by this Court 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 bail bonds to the satisfaction of the Trial Court/Duty Magistrate, concerned.

03.03.2020

Vinay

(ARUN KUMAR TYAGI)
JUDGE

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