

CRM-M-8749-2020

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

CRM-M-8749-2020

Date of decision: 25.09.2020

Sagar Kumar

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Gurpal Singh Sandhu, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case FIR No.176 dated 08.10.2016, registered at Police Station City Sri Muktsar Sahib, District Sri Muktsar Sahib, under Sections 302, 148 and 149 IPC.

As per the prosecution version, the petitioner was last seen together with the deceased.

Learned counsel for the petitioner contends that it is a case of circumstantial evidence; that the petitioner has been in custody since 10.10.2016; that all the material witnesses have been examined and that co-accused have since been enlarged on bail.

On the other hand, the learned State counsel opposes the prayer made in the present petition and contends that the petitioner is the main accused. However, she does not dispute the custody period of the petitioner. She also submits that out of 22 prosecution witnesses, 14 witnesses have been examined and 04 witnesses have been given up.

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I have heard the learned counsel for the parties.

In view of the submissions made by the learned counsel for the petitioner, especially when the petitioner has been in custody since 10.10.2016; trial of the case would take time to conclude as the country continues to plunge into the global pandemic, Covid-19, this Court finds that no useful purpose would be served by keeping the petitioner behind the bars.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

25.09.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No