

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

104

CRM-M-12458 of 2020
Date of decision:10.7.2020

Vicky @ Gulshan Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.Tarun Sharma, Advocate,
for the petitioner
Mr.J.P.Ratra, DAG, Punjab
...

AMOL RATTAN SINGH, J. (Oral)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

Pursuant to the order dated 6.7.2020, Mr.Ratra, learned DAG, Punjab, on instructions from SI Amarjit Singh, submits that there is no other criminal case registered against the petitioner but he submits that the petitioner having been named in the FIR on the basis of secret information and his name also having been disclosed by one of the co-accused who was apprehended at the spot (Amrit Pal Singh), he does not deserve the concession of bail, looking at the quantity of the contraband recovered from the car in which those who were apprehend at the spot were travelling.

He further submits that the FSL report has not been received, possibly due to the current pandemic, despite two reminders having been sent to the laboratory.

Learned counsel for the petitioner on the other hand submits that the petitioner admittedly not having been apprehend at the spot and also having been in custody for the past five months as of now, he deserves the concession of bail.

Without making any observation on the actual merits of the case for or against the petitioner, he admittedly not having been apprehended at the spot and there being no other criminal case registered against him, with him in custody for 5 months and the report under Section 173 of the Cr.P.C. also not having been submitted to the court due to non-receipt of report from the FSL, the petition is allowed. The petitioner shall be admitted to bail upon him furnishing adequate bail bonds and surety bonds to the satisfaction of the learned CJM/Duty Magistrate concerned.

10.7.2020
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No