

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

201

CRM-M-13416 of 2020

Date of decision : 12.06.2020.

Bhupinder Singh @ Bhinda

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Harpal Singh Sidhu, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.109 dated 24.10.2018, under Section 382 IPC and Sections 25 & 27 of the Arms Act, 1959 (Sections 392, 473, 411 and 120-B of IPC added later on), registered at Police Station Mehna, District Moga.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he along with other accused had snatched a Creta car from the complainant. It is also alleged that recovery of a pistol and three live cartridges were effected from the petitioner but there is no independent witness to the recovery. He further contends that the complainant in his deposition before the trial Court, has not supported the prosecution case qua the involvement of the petitioner. He also contends that the petitioner is in custody for over 01 year and 06 months and co-accused, namely, Sarban Singh @ Samma, Harminder Singh @ Mander, Gursharan Preet Singh@ Shanu, Arshdeep Singh @ Arsh and Gurpreet Singh @ Gopi have been granted regular bail by this Court.

Learned State counsel, upon instructions received through email from SI Jagjit Singh, states that 03 out of 21 witnesses have been examined and the complainant has turned hostile. She also contends that the petitioner is in custody for over one year and four months and is involved in several other cases.

At this stage, learned counsel for the petitioner contends that the aforementioned co-accused, who have been granted bail by this Court, were also involved in other cases.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for over 01 year and 04 months; the complainant has not supported the prosecution case qua the involvement of the petitioner; co-accused have been granted bail; the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

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

(ANUPINDER SINGH GREWAL)
JUDGE

June 12, 2020

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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No