

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CRM-M No.14110 of 2020 (O&M)
Date of Decision.19.06.2020
(Heard through VC)

Mankirat Singh

...Petitioner

Vs

State of Punjab

...Respondent

CORAM:HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. S.P. Soi, Advocate
for the petitioner.

Mr. Gaurav Dhuriwala, Sr. DAG, Punjab.

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JAISHREE THAKUR J. (ORAL)

This is a petition that has been filed for grant of regular bail in case FIR No.36 dated 18.05.2016 under Sections 223, 224, 225, 382 IPC and Section 25, 54 of Arms Act, 1959 registered at Police Station Kathgarh, District Shahid Bhagat Singh Nagar to the petitioner, who is in custody for a considerable long time.

Counsel for the petitioner herein would contend that petitioner was implicated in the aforementioned FIR on the disclosure statement of co-accused, who himself was arrested on the disclosure statement of another accused, which is not sustainable in the eyes of law. Moreover, no recovery has been made from the petitioner. The investigation is complete and the challan has already been presented, therefore, the petitioner is entitled to concession of bail.

Learned counsel appearing for the respondent-State opposes the regular bail, who argues that no ground is made out for concession of regular bail.

I have heard learned counsel for the parties. Since the investigation is complete and the challan has already been presented and the trial is likely to take some time to conclude as due to COVID-19 situation, Courts are not working at their full strength and not taking up regular hearing matters, therefore, no useful purpose would be served in keeping the petitioner behind bars. The instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal/surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression on merits of the case.

(JAISHREE THAKUR)
JUDGE

June 19, 2020

Pankaj*

Whether speaking/reasoned Yes/No

Whether reportable Yes/No