

CRM-M-15177-2020 (O/M)
Date of decision : 30.6.2020

Kuldeep Singh alias Bhola

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. P.S. Sekhon, Advocate
for petitioner.

Mr. H.S. Sullar, DAG Punjab.

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HARINDER SINGH SIDHU, J.

The case has been taken up by way of Video Conference as per instructions in view of COVID-19 pandemic.

This is a petition filed under Section 439 Cr.P.C. for grant of bail in case FIR No. 50, dated 30.12.2016, registered under Sections 307, 353, 332, 323, 186, 148, 149 IPC, at Police Station Fatehgarh Panjtoor, District Moga.

FIR was registered on the statement of one Lady Head Constable Jaswinder Kaur with the allegations that on 30.12.2016, she was member of party headed by Sh. Lakhbir Singh, DSP Dharamkot, Moga. They have received information against Mohinder Kaur that she was smuggling intoxicant substances. A raid was conducted and intoxicant powder was recovered from Mohinder Kaur. In the meanwhile, 15-20 unidentified persons attacked the police party. Complainant received brick bat injury on the left side of her temple. Petitioner was arrested in the case on 16.6.2017 and he was granted regular bail by learned Additional Sessions Judge, Moga on 14.11.2017. Thereafter, petitioner absented the trial. He was declared proclaimed offender on 12.10.2018. He was thereafter arrested on 30.1.2019 and since then he is in custody.

Learned counsel for petitioner contends that no specific allegation has been attributed to him. He was not named in the FIR. Co accused of petitioner have already been granted bail. He is in custody

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after his arrest on 30.1.2019. He undertakes that petitioner will not misuse the concession of bail. He undertakes that petitioner shall appear before the Court as and when called for.

Without commenting anything on merit of case and also bearing in mind the fact that petitioner is in custody since 30.1.2019 and the trial of the case may take a long time, this petition is allowed. He is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

(HARINDER SINGH SIDHU)
JUDGE

30.6.2020

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No