

CRM-M-15181-2020
Date of decision : 30.6.2020

Mandeep Singh alias Dicky Petitioner

Versus

State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Ankit Grewal, 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. 193, dated 10.9.2017, registered under Sections 379B, 323, 427, 148, 149, 506 IPC, at Police Station Sadar Khanna, District Ludhiana.

The case was registered on the statement of one Baljit Singh who is a liquor contractor. On 9.9.2017, he alongwith Sukhpal and Somnath gone to village Bagaur in order to collect cash from wine shop in Balero Camper. They reached there at 8.30 pm. As they were sitting outside the shop, at about 8.35 pm, 4 cars and 8-10 motorcycles came from village Rattanpalo side which stopped at a distance after crossing wine shop. Many people came down from cars who were having club, bamboo sticks and iron rods who started damaging their car. Somnath and Sukhpal ran into fields and then saved themselves. Complainant entered the wine shop and tried to close the iron door, however about 10 persons entered into wine shop who beat him and worker heavily. One person hit him on his forehead and head with the butt of his pistol and others gave him beatings on his back, right and left arm. They took away money from the cash box.

Learned counsel for petitioner has argued that petitioner was not named in the FIR. It was supplementary statement got recorded by Baljit Singh on 29.9.2017 on the basis of which, petitioner has been named in the FIR. He has argued that co accused of petitioner have either been released on anticipatory bail or granted regular bail by this Court. Particularly, he refers to order dated 16.11.2017, passed by a coordinate Bench of this Court in CRM-M-41763-2017, Taranpreet Singh alias Taran Randhawa alias Titly Versus State of Punjab and order dated 16.4.2018, passed by a coordinate Bench of this Court in CRM-M-11785-2018 Vishal Kumar alias Sunny Versus State of Punjab whereby co accused of petitioner have been granted bail. The investigation in the case is complete. The charges have been framed and 1 witness out of 8 witness cited have already been examined. Petitioner is in custody since 13.4.2018.

Without commenting anything on merit of case and also bearing in mind the fact that petitioner is in custody since 13.4.2018 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