

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-19647-2020
Decided on : 07.08.2020

Joban Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. A.P.S.Sandhu, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.43 dated 16.02.2020 registered under Sections 379-B IPC 1860 (Sections 411 & 34 IPC added later on) at Police Station Maqboolpura District Amritsar.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the FIR in question, which was registered against unknown persons. Moreover, no recovery of the stolen mobile phone or even the weapon of offence has been made from him. He further contends that the petitioner is behind bars since 17.02.2020 and till date only challan has been filed by the prosecution. Hence, the petitioner be extended the concession of regular bail, as the trial is unlikely to conclude in the near future.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner has not been able to controvert the factual submissions made by learned counsel for the petitioner. She on instructions from ASI Shiv Kumar has apprised this Court that the petitioner is not

involved in any other case.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 17.02.2020, the trial is unlikely to conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

07.08.2020

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Whether speaking/reasoned:
Whether reportable :

Yes/No
Yes/No