

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

Sr. No.203

CRM-M-19266 of 2019

DATE OF DECISION: January 27, 2020

SANJIV KUMAR @ MINTA

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. J.S. Thakur, Advocate, for the petitioner.

Mr. Vikas Mohan Gupta, Addl. A.G., Punjab.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks grant of regular bail in case FIR No. 164 dated 22.12.2016 registered under Sections 323, 324, 307, 379-B, 148 and 149 IPC at Police Station Sadar Hoshiarpur, District Hoshiarpur.

2. Learned counsel for the petitioner submits that the petitioner has been in custody for over two years. The trial is not likely to be concluded at an early date as examination of PWs has not yet commenced. Thus, keeping in view the custody period of the petitioner, he may be granted regular bail.

3. Custody certificate dated 26.01.2020 prepared by Sh. Narpinder Singh, PPS, Deputy Superintendent, Central Jail, Kapurthala, has been filed in Court. The same is taken on record. According to this certificate, the petitioner has undergone actual custody of 02 years, 02

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months and 13 days and there are seven other criminal cases pending against him.

4. Learned State counsel submits that the petitioner is not on bail in two of the pending cases. Keeping in view his antecedents, he does not deserve the concession of regular bail. However, the submission of learned counsel for the petitioner regarding non-examination of a single prosecution witness is not controverted.

5. Thus, keeping in view the custody period of the petitioner, I deem it appropriate to release the petitioner on regular bail. It is ordered that on furnishing bail and surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate, the petitioner be released from custody if he is on bail in all the pending cases.

January 27, 2020
Ankur

(SUDHIR MITTAL)
JUDGE

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