

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

224

CRM-M-20198-2020

Date of decision : 10.08.2020.

Sukhmander Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Aman Dhir, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Nirmaljit Singh, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.101 dated 21.08.2017 under Section 302 IPC and Sections 27/54/59 of the Arms Act, registered at Police Station Kotbhai, District Sri Muktsar Sahib.

Learned counsel for the petitioner contends that it is alleged in the FIR which has been lodged by the uncle of the deceased that the petitioner had shot his wife. He, however, contends that the other relatives of the deceased including her brother, namely, Karamjit Singh, have not been cited as prosecution witnesses as they are not pursuing the case. The complainant had bought land of the deceased and there was some dispute with regard thereto. He further contends that the two minor children of the petitioner are being looked after by his father and the evidence has been led in the matter but the prosecution has moved second application under Section 311 Cr.P.C. for recalling PW-9 and the matter is listed on 31.10.2020. He also contends that the petitioner is in custody for over 03 years and is not involved in any other

Learned State counsel upon instructions contends that the petitioner is in custody for 02 years, 11 months and 10 days and not involved in any other criminal case.

Learned counsel for the complainant, however, contends that in view of the serious allegations against the petitioner and the trial being on the verge of conclusion, he does not deserve the concession of regular bail.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for almost 03 years; he is not involved in any other criminal case; the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

August 10, 2020
sonia gugnani

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