

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

216 A

CRM-M-20242-2020

DATE OF DECISION: 10.08.2020

RAVI KUMAR

... Petitioner (s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Gulzar Mohammad, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.279 dated 25.09.2018, under Sections 302, 120-B IPC, Section 25 of the Arms Act and Section 3 of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, registered at Police Station Phillaur, District Jalandhar Rural.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been arraigned as an accused on the supplementary statement of the complainant recorded after 5 days of the incident. No specific role has been ascribed to the petitioner. He also contends that the complainant, while deposing as PW-1 before the trial Court, had not supported the prosecution case qua the involvement of the petitioner. The petitioner is in custody for about 1 year and 8 months. He further contends

that similarly situated co-accused namely Dharminder Singh @ Bhinda and Gurpreet Singh @ Sabhi have been granted regular bail by the coordinate Bench of this Court in CRM-M-6846 of 2020 on 17.07.2020 and CRM-M-20842 of 2020 on 30.07.2020.

Learned State counsel, upon instructions from SI Pargat Singh, contends that recovery of a Lancer car allegedly used in the occurrence has been effected from the petitioner. He further states that 3 out of 28 prosecution witnesses have been examined.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when no specific role has been ascribed to the petitioner, the complainant has not supported the prosecution case qua the involvement of the petitioner, the petitioner is in custody for over 1 year and 8 months, similarly situated afore-noted co-accused have been granted bail, 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

10.08.2020.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No