

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

213

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IN VIRTUAL COURT

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CRM-M No. 20415 of 2020 (O & M)

Date of decision : 7.10.2020

Jaskaran Singh @ Kari

.....Petitioner

Vs.

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Arnav Sood, Advocate, for the petitioner

Rajbir Sehrawat, J. (Oral)

CRM No. 17703 of 2020 :

Allowed as prayed for.

CRM-M No. 20415 of 2020 :

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No. 380 dated 22.11.2018, registered under Sections 302, 115, 120B IPC, at Police Station Sahnewal, District Ludhiana.

It is submitted by the counsel for the petitioner that the case against the petitioner is totally concocted. Although the case involves Sections 302 read with Section 120B IPC, however, it is not even the allegation of the prosecution that anybody has been killed in this case. The allegations against the petitioner are only qua conspiracy to commit murder. Even for that, there is no evidence collected by the police during investigation, except the bald statement of the complainant. The co-accused of the petitioner has already been granted bail. The petitioner is in custody since 2.4.2019. He is not

required for any investigation purpose. Hence, the petitioner deserves to be released on bail.

Notice of motion.

Mr. Pawan Sharda, Senior DAG, Punjab, accepts notice on behalf of the State.

The counsel for the State submits that the name of the petitioner is specifically mentioned in the FIR. The petitioner was heard by the complainant when the conspiracy to kill him was being hatched by the petitioner and his co-accused. However, it is not disputed that no person has been killed in this case and that the co-accused of the petitioner, with similar allegations, has already been granted concession of bail by the trial Court.

In view the above, but without commenting any further on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

7.10.2020

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No