

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

212

CRM-M-20975-2020

DATE OF DECISION: 29.10.2020

**GURVINDER SINGH @ GOVINDA @ GURBINDER SINGH @
GOBINDA**

... Petitioner (s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vikas Gupta, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.199 dated 22.12.2019, under Sections 365/302/201/34 IPC, registered at Police Station Sadar Patti, District Tarn Taran.

Learned counsel for the petitioner contends that that the case is based on circumstantial evidence and there is a delay of one year in registering the FIR. He further contends that the FIR has been registered by the sister of the deceased wherein it is stated that the deceased was missing for over a year and she has learnt that the wife of the deceased, who is her sister-in-law namely Mandeep Kaur was having illicit relations with Varinder Singh @ Goldy, who was a driver of a truck and they have killed her brother. He also contends that the petitioner has been arraigned as an accused as it is alleged that he was working as a conductor with the co-accused Varinder Singh @ Goldy and had helped him in eliminating the deceased. The body of the deceased had not been recovered. He also contends that the petitioner is

not involved in any other case and is in custody for over 10 months. He also contends that due to Covid-19 pandemic, no prosecution witness has been examined.

Learned State counsel, upon instructions from ASI Charan Singh, contends that although charges have been framed but no prosecution witnesses has been examined. He further states that the petitioner in connivance with the co-accused is involved in the offence and a datar used in the offence, purse and photo of the deceased had been recovered from him.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the case is based on circumstantial evidence, the petitioner is in custody for over 10 months, 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

29.10.2020.

SwarnjitS

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