

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

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CRM-M-21452-2020

Date of decision : 13.08.2020.

Sukhwinder Singh alias Bulla

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Digvijay Nagpal, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.130 dated 17.07.2019, under Section 302 IPC, registered at Police Station City Malout, District Sri Muktsar Sahib.

Learned counsel for the petitioner contends that there is a delay of 02 days in registering the FIR and the relatives of the deceased had earlier given statements that they did not suspect anyone. He further contends that due to misunderstanding, the FIR was registered and the petitioner is in custody for over a year. The deceased is the wife of the petitioner and their four year old child is being looked after by the parents of the petitioner. He also contends that the complainant and other relatives of the deceased have not supported the prosecution case qua the involvement of the petitioner in their deposition in the trial Court.

Learned State counsel, upon instructions from SI Tarlok Chand, states that 08 out of 21 prosecution witnesses have been examined. He, however, is not in a position to controvert the submissions of learned counsel for the petitioner that the complainant and other relatives of the deceased have

not supported the prosecution case qua the involvement of the petitioner.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for over a year; the complainant and other relatives of the deceased have not supported the prosecution 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 13, 2020
sonia gugnani

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