

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-21433-2020

DATE OF DECISION: 13.08.2020

AJAY KUMAR

... Petitioner (s)

Versus

S STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Naveen Sharma, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.273 dated 21.10.2018, under Sections 394/458 IPC (Sections 395/411 IPC added later on), registered at Police Station City Jagraon, District Ludhiana.

Learned counsel for the petitioner contends that it is alleged in the FIR that the accused with the muffled faces armed with 'kirpan' had come and taken away cash, gold and other articles. He further states that the petitioner is in custody since 1 year and 9 months. He also states that the similarly situated co-accused namely Gurmit Singh @ Mahanta in CRM-M-44752 of 2019, Ravi Kumar in CRM-M-53802 of 2018, Manmohan Singh @ Mohana in CRM-M-31096 of 2019 and Arjun Kumar Thappa in CRM-M-21346 of 2019 had been granted the concession of regular bail by the coordinate Benches of this Court.

Custody certificate filed by the learned State counsel through email is taken on record. Learned State counsel upon instructions from SI

Vinod Kumar contends that 80 grams of gold, 1 lakh cash and 1 kirch have been recovered from the petitioner. He further states that challan has been filed but none of the prosecution witnesses has been examined.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the co-accused have been granted bail, the petitioner is in custody for over 1 year and 9 months, 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

13.08.2020.

SwarnjitS

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