

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

ANURADHA
20.09.25 12:35
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CRM-M-21621-2020 (O&M)

Date of Decision : 24.9.2020

Somil Raj

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Angel Sharma, Advocate
for the applicant-petitioner.

Mr. Sandeep Vermani, Addl.AG, Punjab.

Ms. Puja Chopra, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

CRM-23303-2020

This is an application for impleading the
applicant/complainant as respondent.

For the reasons recorded in the application, the same is
allowed and the person mentioned in paragraph No. 11 of the
application is impleaded as respondent.

Registry is directed to make necessary correction in Memo of
Parties.

CRM-M-21621-2020

This petition has been filed under Section 439 Cr.P.C. for
grant of regular bail to the petitioner in case FIR No.205 dated
15.09.2015, registered under Sections 302, 324, 323, 148, 149, 120-B IPC
at Police Station Kotawali, Patiala, District Patiala.

Custody certificate dated 24.9.2020 by way of affidavit of
Vijay Kumar, PPS, Deputy Superintendent, Central Prison, Patiala has

been filed on behalf of the respondent-State, the same is taken on record.
The custody certificate certifies the fact that the petitioner has undergone total under trial period for 4 year 11 months and 28 days.

Learned counsel for the petitioner has argued that similarly situated co-accused Yash Raj has been granted the benefit of regular bail by this Court vide order dated CRM-M-20909-2020 decided on 11.8.2020. As per him, the allegation against the present petitioner is that he hit the deceased with baseball bat while the other accused was alleged to hit the head by brick.

Learned counsel for the complainant has argued that the present petitioner does not deserve the benefit of bail because he took three years to cross-examine two witnesses.

Learned State counsel is not in a position to deny these factual assertions.

In the circumstances, keeping in view the above facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to grant regular bail to the petitioner. Ordered accordingly. Bail to the satisfaction of the trial Court/Duty Magistrate.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

24.09.2020
anuradha

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No